



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

AGENDA

Wednesday

Special

**Closed Session 5:00 PM
Regular Session 6:30 PM**

October 3, 2012

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

(760) 499-5000

**Ronald H. Carter, Mayor
Marshall G. Holloway, Mayor Pro Tempore
Jerry D. Taylor, Vice Mayor
Steven P. Morgan, Council Member
Jason Patin, Council Member**

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LAST ORDINANCE NO. 12-06
LAST RESOLUTION CITY COUNCIL NO. 12-71
LAST RESOLUTION FINANCING AUTHORITY NO. 12-xx
LAST RESOLUTION OF THE HOUSING AUTHORITY NO. 12-xx
LAST RESOLUTION OF THE SUCCESSOR REDEVELOPMENT AGENCY NO. 12-xx

CITY OF RIDGECREST

CITY COUNCIL REDEVELOPMENT SUCCESSOR AGENCY HOUSING AUTHORITY FINANCING AUTHORITY

AGENDA

Regular Council
Wednesday October 3, 2012

CITY COUNCIL CHAMBERS CITY HALL
100 West California Avenue
Ridgecrest, CA 93555

Closed Session – 5:00 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

AGENDA - CITY COUNCIL - REGULAR

October 3, 2012

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CLOSED SESSION

- | | |
|--------------|---|
| GC54956.9(A) | Conference With Legal Counsel, Existing Litigation. City Of Ridgecrest v. Benz Sanitation, Inc. |
| GC54956.9(A) | Conference With Legal Counsel, Existing Litigation. City Of Ridgecrest V. William Dale Howard |
| GC54956.9(B) | Conference With Legal Counsel, Potential Litigation. Public Disclosure Of Potential Litigant Would Prejudice The City Of Ridgecrest |
| GC54957.6 | Labor Negotiations – United Food and Commercial Workers Local 8 Golden State; Unrepresented Employee Groups Confidential; Mid-Management; and Management. Agency Negotiator Interim City Manager Dennis Speer |

REGULAR SESSION – 6:00 p.m.

- Pledge Of Allegiance
- Invocation

CITY ATTORNEY REPORT

- Closed Session
- Other

PUBLIC COMMENT

CONSENT CALENDAR

1. Approve A Resolution Requesting Authorization To Enter Into A Program Supplement Agreement No. 028-N To The Administering Agency-State (State California Department Of Transportation) Agreement No 09-5385r And To Authorize The Interim City Manager, Dennis Speer To Sign The Agreement Speer
2. Approve A Resolution Of The City Council Of The City Of Ridgecrest Authorizing The Destruction Of Certain Accounting Records Sloan
3. Approve A Resolution Authorizing Proclamations For The Month Of October 2012 Ford
4. Approve Draft Minutes of City Council Meeting Dated September 19, 2012 Ford

PUBLIC HEARING AND ORDINANCES

5. Second Reading And Adoption Of Ordinance No. 12-07, An Ordinance Of The City Council Of The City Of Ridgecrest Granting A Non-Exclusive Taxi Franchise To Antonio Rubio Speer

COMMITTEE REPORTS

Infrastructure Committee

Members: Steve Morgan, Jerry Taylor, Craig Porter, James Sanders
Meeting: 2nd Wednesday Of The Month At 5:00 P.M., Council Conference Room
Next Meeting: moved to October 9, 2012

Quality Of Life

Members: Chip Holloway, Jason Patin, Craig Porter, Carter Pope
Meeting: 2nd Thursday Of The Month At 5:00 P.M.; Kerr-McGee Center
Next Meeting: October 11, 2012 (Dark in June, July, December, and January)

City Organization

Members: Ron Carter, Jerry Taylor, Lois Beres, Christopher LeCornu
Meeting: 3rd Tuesday Of The Month At 5:00 P.M.; Council Conference Room
Next Meeting: October 16, 2012

Community Development Committee

Members: Steve Morgan, Jason Patin, Christopher LeCornu, James Sanders
Meetings: 1st Thursday Of The Month At 5:00 P.M.; Council Conference Room
Next Meeting: Cancelled

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

Members: Ron Carter, Chip Holloway, Ron Strand
Meetings: 2nd Monday Of Odd Numbered Months At 4:00 P.M., Kerr-McGee Center
Next Meeting: November 12, 2012

Ridgecrest Area Convention And Visitors Bureau (RACVB)

Members: Chip Holloway, Jason Patin
Meetings: 1st Wednesday Of The Month, 8:00 A.M.
Next Meeting: November 7, 2012 at location to be announced

OTHER COMMITTEES, BOARDS, OR COMMISSIONS

CITY MANAGER REPORT

MAYOR AND COUNCIL COMMENTS

ADJOURNMENT

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

SUBJECT:

A Request for authorization to enter into a Program Supplement Agreement No. 028-N to the Administering Agency-State (State California Department Of Transportation) Agreement NO 09-5385R and to authorize the Interim City Manager, Dennis Speer to sign the agreement.

PRESENTED BY:

Dennis Speer, Public Works Director

SUMMARY:

The Program Supplement Agreement is for the construction of curb, gutter, sidewalk, bus turnout, pavement markings and signage at various segments: Las Flores Avenue, Downs Street, Sierra View Street, Upjohn Avenue, Gateway Boulevard, and Warner Street. The total estimated cost for design and preliminary engineering work is \$79,569.00 with no local match. The total cost of this project is \$583,352.00. This project is funded at one hundred percent (100%). The funding source for this project is the Federally Funded Safe Routes to School Cycle 3.

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

FISCAL IMPACT: None

Reviewed by Finance Director

ACTION REQUESTED:

A Request for authorization to enter into Program Supplement Agreement No. 028-N and to authorize the Interim City Manager, Dennis Speer, to sign the agreement(s).

CITY MANAGER / EXECUTIVE DIRECTOR RECOMMENDATION:

Action as requested: Approve Resolution as presented

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RESOLUTION NO. 12-

A REQUEST FOR AUTHORIZATION TO ENTER INTO A PROGRAM SUPPLEMENT AGREEMENT NO. 028-N TO THE ADMINISTERING AGENCY-STATE (STATE CALIFORNIA DEPARTMENT OF TRANSPORTATION) AGREEMENT NO 09-5385R AND TO AUTHORIZE THE INTERIM CITY MANAGER, DENNIS SPEER TO SIGN THE AGREEMENT

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 is a curb, gutter, sidewalk, bus turnout, pavement markings and signage at various segments project, and

WHEREAS, the total estimated cost of this construction work is \$583,352.00 and the funding source being the Federal Safe Routes To School Cycle 3, and

WHEREAS, no matching funds are needed as this project is funded one hundred percent, 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, and

NOW THEREFORE BE IT RESOLVED THAT, the City Council approves and authorizes the Interim City Manager, Dennis Speer, to execute the, Program Supplemental Agreements with the California Department of Transportation.

APPROVED AND ADOPTED this 3rd day of October 2012 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Ronald H. Carter, Mayor

ATTEST

Rachel J. Ford, CMC
City Clerk

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PROGRAM SUPPLEMENT NO. N028
to
ADMINISTERING AGENCY-STATE AGREEMENT
FOR FEDERAL-AID PROJECTS NO 09-5385

Adv Project ID Date: August 30, 2012
0912000079 Location: 09-KER-0-RGCR
Project Number: SRTSL-5385(045)
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:

Segments of Las Flores Avenue, Downs Street, Sierra View Street, Upjohn Avenue, Gateway Boulevard, and Warner Street

TYPE OF WORK: Sidewalk, curb ramps, bus turnout, crosswalk, pavement markings, and signage **LENGTH:** 0.0(MILES)

Estimated Cost	Federal Funds		Matching Funds	
	LU20		LOCAL	OTHER
\$79,569.00		\$79,569.00	\$0.00	\$0.00

CITY OF RIDGECREST

By _____
Title _____
Date _____
Attest _____

STATE OF CALIFORNIA
Department of Transportation

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 Jenniger Date 9/4/12 \$79,569.00

SPECIAL COVENANTS OR REMARKS

Chapter	Statutes	Item	Year	Program	BC	Category	Fund Source	AMOUNT

SPECIAL COVENANTS OR REMARKS

1. 1. ADMINISTERING AGENCY agrees to administer PROJECT in accordance with the applicable SRTS Program Guidelines under which the project was selected. ADMINISTERING AGENCY agrees to the program delivery and reporting requirements established for the applicable SRTS Program cycle.

2. ADMINISTERING AGENCY agrees to submit a Student Tally and Parent Survey for each school to the National Center for Safe Routes to School (NCSRTS). The survey information (Student Tally and Parent Survey), collected during the regular school year, must be completed within two months of beginning the PROJECT and within two months after completing the PROJECT. ADMINISTERING AGENCY agrees to submit a copy of said surveys to the District Local Assistance Engineer (DLAE). For detailed instructions on data submission requirements refer to the NCSRTS web site at:

<http://www.saferoutesinfo.org/data/>

2. 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).
3. 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.

4. The ADMINISTERING AGENCY will advertise, award and administer this project in

SPECIAL COVENANTS OR REMARKS

accordance with the current published Local Assistance Procedures Manual.

5. 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. Please refer to Section 15.7 "Award Package" of the Local Assistance Procedures Manual.

6. 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.

7. The 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 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.).

SPECIAL COVENANTS OR REMARKS

8. 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 Excluded Parties List System (EPLS).

9. 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/REDEVELOPMENT SUCCESSOR AGENCY/FINANCING
AUTHORITY/HOUSING AUTHORITY AGENDA ITEM**

SUBJECT:

A Resolution Of The Ridgecrest City Council Authorizing The Destruction Of Certain Accounting Records.

PRESENTED BY:

Tess Sloan, Assistant Finance Director

SUMMARY:

The Local Government Records Management Guidelines as published by the California Secretary of State dated February 2006 was used to determine the retentions schedules of our records. This resolution authorizes the destruction of certain accounting records that have been identified as no longer useful to or needed by the City. These records are listed below.

Type of Record	Destruct Instructions	Number of Boxes
Payroll	FY04 and Before	60
Month Ends, Budget Adjustments, Adjusting Journals	FY05 and Before	21
Cash Receipts	FY05 and Before	30
Accounts Payable	FY05 and Before	30
		Total: 141

FISCAL IMPACT:

None. There is no cost for the destruction of these records.

Reviewed by: Assistant Finance Director

ACTION REQUESTED:

Authorize the destruction of all originals and copies of the documents as listed.

CITY MANAGER 'S RECOMMENDATION:

Action as requested: approve a resolution authorizing the destruction of certain financial records as approved by government code

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RESOLUTION NO. 12-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIDGECREST AUTHORIZING THE DESTRUCTION OF CERTAIN ACCOUNTING RECORDS

WHEREAS, Section 12236 of the Government Code established the Local Government Records Management Guidelines to provide local governments with a single source for archival and records management support and guidance, and

WHEREAS, certain accounting records have been identified as no longer useful to or needed by the City, and

WHEREAS, the City is not required to preserve these records; and

NOW THEREFORE, BE IT RESOLVED the City Council of the City of Ridgecrest hereby authorizes and instructs the City Clerk and the Administrative Services Department to destroy all the originals and copies of the accounting records listed below.

Type of Record	Destruct Instructions	Number of Boxes
Payroll	FY04 and Before	60
Month Ends, Budget Adjustments, Adjusting Journals	FY05 and Before	21
Cash Receipts	FY05 and Before	30
Accounts Payable	FY05 and Before	30
		Total: 141

APPROVED AND ADOPTED this 3rd day of October, 2012, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Ron Carter, Mayor

ATTEST:

Rachel J. Ford CMC
City Clerk

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

SUBJECT: Approve A Resolution Of The Ridgecrest City Council Announcing Proclamations Prepared For The Month Of October

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 approved.

Proclamation titles with Date, Time and Location of Presentations

1. *Freedom From Bullies Week – October 14-20, 2012*

City Clerk is directed to send this proclamation to California Healthy Workplace Advocates by certified mail

FISCAL IMPACT: None
None

Reviewed by Finance Director

ACTION REQUESTED:
Adopt resolution

CITY MANAGER / EXECUTIVE DIRECTOR RECOMMENDATION:

Action as requested: Approve resolution authorizing proclamation as presented

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

Action Date: October 3, 2012

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RESOLUTION NO. 12-XX

**A RESOLUTION OF THE RIDGECREST CITY COUNCIL
ANNOUNCING PROCLAMATIONS PREPARED FOR THE
MONTH OF OCTOBER 2012 AND SCHEDULED DATE OF
PRESENTATION**

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

Proclamation titles with Date, Time and Location of Presentations

1. *Freedom From Bullies Week – October 14-20, 2012*

City Clerk is directed to send this proclamation to the California Healthy Workplace Advocates by certified mail

APPROVED AND ADOPTED this 3rd day of October, 2012 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Ronald H. Carter, Mayor

ATTEST:

Rachel J. Ford, CMC
City Clerk

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**A Proclamation of
The City Of Ridgecrest, California**

DECLARING OCTOBER 14 – 20, 2012 "FREEDOM FROM BULLIES WEEK"

WHEREAS, the City of Ridgecrest has an interest in promoting the social and economic well-being of its employees and citizens; and

WHEREAS, that well-being depends upon the existence of healthy and productive employees working in safe and abuse-free environments; and

WHEREAS, surveys and studies have documented the stress-related health consequences for individuals caused by exposure to abusive work environments; and

WHEREAS, abusive work environments can create costly consequences for employers, including reduced productivity, absenteeism, turnover, employee health-related expenses and if left unchecked, costly litigation; and

WHEREAS, protection from abusive work environments should apply to every worker, and not limited to legally protected class status based only on race, color, gender, national origin, age, or disability;

Now, therefore, be it proclaimed:

**The City Council of the City of Ridgecrest does hereby proclaim
October 14 – 20 "Freedom From Bullies Week".**

Proclaimed October 3, 2012



Ronald H. Carter, Mayor



**Marshall "Chip" Holloway
Mayor Pro Tem**



**Jerry D. Taylor
Vice Mayor**



**Steven P. Morgan
Council Member**



**Jason Patin
Council Member**

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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 September 19, 2012

PRESENTED BY:

Rachel J. Ford, City Clerk

SUMMARY:

Draft minutes of the Regular City Council/Successor Redevelopment Agency/Housing Authority/Financing Authority Meeting of September 19, 2012

FISCAL IMPACT:

None

Reviewed by Finance Director:

ACTION REQUESTED:

Approve minutes

CITY MANAGER 'S RECOMMENDATION:

Action as requested: Approve Draft Minutes

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

Action Date: October 3, 2012

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**MINUTES OF THE REGULAR MEETING OF THE
RIDGECREST CITY COUNCIL AND
RIDGECREST REDEVELOPMENT AGENCY AND**

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

**September 19, 2012
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 for the purpose of preparation of minutes.

CALL TO ORDER at 5:30pm

ROLL CALL

Council Present: Mayor Carter, Council Members Chip Holloway, Jerry Taylor, Steven Morgan, Jason Patin,

Council Absent: None

Staff Present: Interim City Manager Dennis Speer, City Clerk Rachel J. Ford, City Attorney Keith Lemieux (via teleconference), and other staff

APPROVAL OF AGENDA

Motion To Add Amended Staff Report to Item No. 9 AND To Add Closed Session Item GC54956.9 (B) Council With Legal Counsel, Potential Litigation, And Public Disclosure Of Litigant May Prejudice The City Of Ridgecrest Was Made By Council Member Holloway, Second By Council Member Patin. Motion Carried By Voice Vote of 5 Ayes, 0 Noes, 0 Absent, and 0 Abstain.

Motion To Approve Agenda As Amended Was Made By Council Member Patin, Second By Council Member Holloway, Motion Carried By Roll Call Vote Of 5 Ayes, 0 Nays, 0 Absent, 0 Abstain.

PUBLIC COMMENT – CLOSED SESSION

- No member of the public presented comments

CLOSED SESSION

GC54956.9(A) Conference With Legal Counsel, Existing Litigation. City Of Ridgecrest v. Benz Sanitation, Inc.

GC54957.6 Labor Negotiations – United Food and Commercial Workers Local 8 Golden State; Unrepresented Employee Groups Confidential; Mid-Management; and Management. Agency Negotiator Interim City Manager Dennis Speer

MINUTES - CITY COUNCIL / REDEVELOPMENT AGENCY - REGULAR

September 19, 2012

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REGULAR SESSION – 6:00 p.m.

- Pledge Of Allegiance
- Invocation

CITY ATTORNEY REPORT

- Closed Session
 - Undisclosed litigation – received report – no action taken
 - Ridgecrest v. Benz – received report – no action taken
 - Labor negotiations – received report – no action taken

PRESENTATIONS

1. **Sister City Delegation Visit and Presentations** **Council**
 - Mayor and Council presented plaques to Delegates of Tepatitlan.
2. **Retirement Presentation To Police Dispatcher Lori Benson** **Council**
 - Mayor and Council presented a proclamation and award to Police Dispatcher Lori Benson for 30+ years of service.

PUBLIC HEARINGS, ORDINANCES, AND RESOLUTIONS

3. **Public Hearing And Approval Of A Resolution Authorizing The Formation Of The Ridgecrest Tourism Improvement District** **McRea**

Jim McRea

- Presented staff report to Council
- Written Protest Ballots were mailed to each property and no ballots were returned.

PUBLIC HEARING opened at 7:06pm

Andy Anderson

- Asked what would happen if the funds are not equal to the budget.
 - If the funds do not match the budget then the budget would be adjusted.
 - Is a stand-alone business and not supported by City funding.

PUBLIC HEARING closed at 7:10pm

Motion To Approve A Resolution Of Formation For The Ridgecrest Tourism Improvement District Was Made By Council Member Taylor, Second By Council Member Patin, Motion Carried By Roll Call Vote Of 5 Ayes, 0 Nays, 0 Absent, 0 Abstain.

MINUTES - CITY COUNCIL / REDEVELOPMENT AGENCY - REGULAR

September 19, 2012

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4. Public Hearing And Second Reading And Adoption Of Ordinance 12-05, An Urgency Ordinance Amending The Safety Contract Between The City Of Ridgecrest And The Board Of Supervisors For The California Public Employee Retirement System Lemieux

Dennis Speer

- Presented staff report to Council.

PUBLIC HEARING opened at 7:12pm

Dave Matthews

- Asked about the Board of Supervisors

Jim Sanders

- Asked for clarification of the amendment

Public Hearing closed at 7:17pm

Motion To Waive Reading In Full And To Adopt By Title Only, Ordinance No. 12-05, An Urgency Ordinance Amending The Safety Contract Between The City Of Ridgecrest And The Board Of Administration For The California Public Employee Retirement System Was Made By Council Member Morgan , Second By Council Member Holloway , Motion Carried By voice Call Vote Of 5 Ayes, 0 Nays, 0 Absent, 0 Abstain.

Requires A Second

Motion To Adopt, By Title Only, Ordinance No. 12-5, An Urgency Ordinance Amending The Safety Contract Between The City Of Ridgecrest And The Board Of Administration For The California Public Employee Retirement System Was Made By Council Member Morgan , Second By Council Member Taylor , Motion Carried By voice Call Vote Of 5 Ayes, 0 Nays, 0 Absent, 0 Abstain.

Requires A Second

5. Public Hearing And Second Reading And Adoption Of Ordinance 12-06, An Ordinance For Trench Cut Fees Lemieux

Dennis Speer

- Presented staff report to Council

Jerry Taylor

- Clarified that this ordinance does not establish the rates.

PUBLIC HEARING opened at 7:18pm

Dave Matthews

- Asked question of the lateral cuts for residential homes.
 - Property owner responsible for laterals however there will be exceptions as part of the fee proposal.

MINUTES - CITY COUNCIL / REDEVELOPMENT AGENCY - REGULAR

September 19, 2012

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Public hearing closed at 7:22pm

Motion To Waive Reading In Full And To Adopt By Title Only, Ordinance 12-06, An Ordinance For Trench Cut Fees Was Made By Council Member Patin , Second By Council Member Morgan , Motion Carried By Roll Call Vote Of 4 Ayes, 1 Nay (Council Member Taylor), 0 Absent, 0 Abstain

Requires A Second

Motion To Adopt, By Title Only, Ordinance 12-06, An Ordinance For Trench Cut Fees Was Made By Council Member Morgan , Second By Council Member Patin , Motion Carried By Roll Call Vote Of 4 Ayes, 1 Nay (Council Member Taylor), 0 Absent, 0 Abstain

Requires A Second

6. First Reading And Introduction By Title Only Of An Ordinance Amending The Ridgecrest Municipal Code Pertaining To The Non-Exclusive Taxi Franchise Application From Antonio Rubio **Lemieux**

Dennis Speer

- Presented staff report to Council.
- Stated that the Fee schedule is noted in the staff report.

Antonio Rubio

- Currently worked for current taxi company.
- Asked about the need for more taxis for disabled persons and elderly.

Jerry Taylor

- Confirmed that Mr. Rubio would have no problem servicing disabled individuals.

Howard Auld

- Asked for a definition of non-exclusive franchise.

Randy Jenkins

- Asked that the rates would be competitive.

Jason Patin

- Asked if agency is qualified to operate
 - Fully qualified

Motion To Waive Reading In Full Of An Ordinance Amending The Ridgecrest Municipal Code Pertaining To The Non-Exclusive Taxi Franchise Application From Antonio Rubio Was Made By Council Member Morgan, Second By Council Member Holloway , Motion Carried By Voice Vote Of 5 Ayes, 0 Nays, 0 Absent, 0 Abstain

Requires A Second

Motion To Introduce, By Title Only, An Ordinance Of The City Council Of The City Of Ridgecrest Amending The Ridgecrest Municipal Code Pertaining To The Non-Exclusive

MINUTES - CITY COUNCIL / REDEVELOPMENT AGENCY - REGULAR

September 19, 2012

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*Taxi Franchise Application From Antonio Rubio Was Made By Council Member Taylor ,
Second By Council Member Holloway, Motion Carried By Voice Vote Of 5 Ayes, 0
Nays, 0 Absent, 0 Abstain*

Requires A Second

DISCUSSION AND OTHER ACTION ITEMS

**7. Discussion And Possible Cancellation And Rescheduling Of Upcoming
Regular Council Meetings Speer**

Dennis Speer

- Presented staff report to Council

Keith Lemieux

- Meeting could be canceled due to lack of quorum.
- Special meeting limitations reviewed.

Jerry Taylor

- Have one Council member unavailable but in theory have a quorum

Steve Morgan

- Will not be in the community over the time frame of October 17.

Jerry Taylor

- October 3 there will be a quorum available.

Ron Carter

- Suggested regular meeting of October 3 for taxi ordinance and closed session and cancel meeting of the 17th and move other items to a special meeting on the 18th.

Proposed Meeting Schedule:

- October 3 – regular to begin at 5pm closed session for Benz (1 hour)
- October 17 – cancel
- October 18 – special
- November 7 – cancel
- November 8 – special

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8. Update Of Grant Applications From California Consulting

Juan Garza

Juan Garza

- Presented report to Council.

Steve Morgan

- Spoke on improved communications with staff.
- Asked if staff discussions resulted in new issues or existing issues with CDC grant completion.
- Does California Consulting monitor the number and types of grants coming out for application?

Jerry Taylor

- Asked for clarification of the California state parks: Land and Water Conservation Fund
- Asked if the grant could be converted to artificial or acquisition and/or expansion of existing land.
- Asked if Police grants were being processed by California Consulting.
- Asked about the DRI grant for Local Mitigation Plan Safety Element.
- Asked about the \$250,000 awarded.

Chip Holloway

- Working to fully integrate into the agency and get staff more involved.
- Asked staff to review/audit grant applications processed by City staff over past three years and educate staff to utilize California Consulting more.
- Reconfirmed Lobbying aspect provided by California Consulting.

Juan Garza

- Plan to stay aggressive and will work on ways to integrate with staff more.

Ron Carter

- Appreciate that California Consulting is on board with Council.

Lori Acton

- Asked about timelines for grants.
- Mentioned and OHV opportunity.

Randy Jenkins

- Asked about number of grant application comparison with other cities.
- Asked if more grants would be possible with more input from the staff.

Paul Vanderwerf

- Asked how community can improve on helping with input.

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Chip Holloway

- Encouraged community members to contact Council members with any grant ideas.

Jerry Taylor

- Asked about legality of utilizing a City contract consultant to apply for non-profit grants for other agencies.

Juan Garza

- As long as the project is connected to City project then can be done.

Keith Lemieux

- Have to make sure there is a public purpose and review on an individual basis.

Jerry Taylor

- Stated it is a benefit for non-profits to be involved. Gave example of sports league using our fields.

Lori Acton

- Reviewed contact method for Council.
- Asked about grant training opportunities.

9. Discussion And Approval Of A Resolution Authorizing Budget Adjustments To Close The FY2011-2012 Year End Budget

Speer

Dennis Speer

- Presented staff report to Council

Jerry Taylor

- Clarified that this is to bring the previous year's budget to a zero balance.

Chip Holloway

- Cash flow problem.

Jerry Taylor

- Asked what the normal general fund ending balance is.

Andy Anderson

- Twice now have heard about borrowing from wastewater fund and asked what would happen in the future.
 - Revenues anticipated will immediately repay the loan from 2012 that state has not paid yet.
 - Street maintenance money will receive TAB funding in April which should have been released in 2010.

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Stan Rajtora

- Referenced June 6 statements about a surplus in the general fund.
- Concerned about having an overspent condition every year.
- Understood ISF funds come from all funds throughout the budget including the wastewater and roads funds.
- If more was collected than was needed it should be put back into the funds and is now being washed into the general fund for spending on anything other than what they were originally dedicated for.
- Referenced road fund borrowing money. If some of the surplus came from the road fund then should go back to the road fund.

Jim Sanders

- Asked about the repayment method.
 - Property tax and TAB funds which will be released in April.
- Asked if there is a contingency plan in case funds are not released in April.
 - Settlement with Kern County in the amount of \$620,000.

Howard Auld

- Wastewater enterprise was to be untouchable but has been touched many times. Already have a 30 year loan.
- Asked for clarity of the amounts being discussed.
- Asked how much money was left in the wastewater fund.
- Asked what short term loan meant.
 - Payback will be in this fiscal year.
- Asked when the funds would be received.

Dan Clark

- Asked about the wastewater balance of \$3.8 million
- Reviewed breakdown of funding a new wastewater plant.
- New plant estimated to be required in about six years.
- Suggested reviewing the fee structure to help fill the void that exists.

Paul Vanderwerf

- What impact will this have on the current budget
 - The funds will have zero cash balances and next year will be difficult because no funds will be available.

Randy Jenkins

- Referenced committee meeting discussion about wastewater plant replacement cost going up.
- Depletion of the wastewater fund due to current economics should not penalize the public over something that is not the public's fault.
- Stated the fee should not be increased because of the budget issues.
- Community does not want to bear the burden.

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Jerry Taylor

- Could borrow from other outside sources but would rather pay ourselves at a reasonable market rate.
- Reality is we need cash and do not have it.
- Suggested putting all additional unanticipated funds toward the reserve and begin rebuilding the general fund.
- Commented on Mr. Rajtora statements.
- Suggested a date be added for the payback, such as 12 months.

Steve Morgan

- City is closing books and certain funds have deficit so moving available funds to balance the deficit and at the earliest possible time the money is put back.
- On a yearly basis there is a cash flow problem with the amounts of funds distributed to us from the state out of the tax dollars we pay. The timeline is skewed. Books have to be closed according to GASB rules and we know the money is out there to pay it back but will not receive it in time to close the books.
- Inference was made that money was being laundered
 - Reserves were to replace capital assets and when these funds are moved the funds will not be available to replace capital assets.
 - Next year have a problem that will be brought to Council with the first quarterly report.
- Staff will make suggestions at the quarterly reports for adjustments and spending cuts that will hopefully reduce the deficit next year.
- Reviewed the process.

Chip Holloway

- Key point, for 30 years Council has balanced the budget. Able to maintain large reserves then the problem was not highlighted to the public
- City has taken multiple million dollar cuts by the state over the past few years.
- Not a situation of mismanagement but no longer have the reserves unless we continue to decimate the staff and equipment.
- Needs for services keep increasing and revenues are declining.

Jerry Taylor

- Appreciate staff making Council aware that adjustment will need to be made for first quarter.
- Asked when first quarter discussion will be brought back to Council.
 - Anticipate later October.

Stan Rajtora

- Questioned statements made regarding capital purchases.
- Stated dedicated funds would have to pay a second time for capital purchases.
 - Staff clarified depreciation and capital purchases.

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Motion To Approve A Resolution Authorizing Budget Adjustments To Close The FY2011-2012 Year End Budget Was Made By Council Member Morgan, Second By Council Member Holloway, Motion Carried By Roll Call Vote Of 4 Ayes, 0 Nays, 1 Absent (Council Member Patin), 0 Abstain

CONSENT CALENDAR

10. Approve A Resolution Of The Ridgcrest City Council Authorizing The Application For And Acceptance Of The Office Of Traffic Safety, Sobriety Checkpoint Grant Strand
11. Approve A Resolution Authorizing The Examination Of Sales Or Transactions And Use Tax Records Staheli
12. Approve A Resolution Authorizing Proclamations For The Month Of September And Scheduling Date Of Presentation Ford
13. Approve Draft Minutes Of Council Meeting Dated August 15, 2012 Ford

Items pulled:

- Item Nos. 10 and 11

Motion to approve the items 12 and 13 of the consent calendar (as amended) Was Made By Council Member Taylor, Second By Council Member Holloway, Motion Carried By Voice Vote Of 4 Ayes, 0 Nays, 1 Absent (Council Member Holloway), 0 Abstain

Item 10 discussion

Dave Matthews

- Asked if this was an additional grant

Motion To Adopt Item Nos. 10 And 11 Made By Council Member Taylor, Second By Morgan. Motion Carried By Voice Vote Of 3 Ayes; 0 Nay; 2 Absent (Council Members Holloway And Patin) And 0 Abstain.

PUBLIC COMMENT

Phil Salvatore

- Measure L reserve fund review of anticipated expenditures and receipts.
- Asked Council to leave remaining reserve until we see how much funds will be received.
- Reviewed past audit number and budget number and added inflation factors.

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Tom Nichol

- Invited community September 29 8-11, firefighters fill the boot event

Andy Anderson

- Asked for minutes of August 15 meeting.

Stan Rajtora

- Thanked City attorney and Mr. Taylor for assistance with accounting being overcharged by waste management.
- Asked for information on the City website showing what services are provided by waste management for the public and what the fees are.
- Asked City to provide help in administering the waste management contract.

Dave Matthews

- Lost another valley icon, Larry Zabel
- Asked Council to adjourn in his honor

Randy Jenkins

- Quoted Ernest Hemingway
- Read statement about the past, present, and future.

Doug Lueck

- Thanked Council for years of support and for formation of RTID
- Thanked staff including Jim McRea, Finance, City Attorney
- Will save City approximately \$125,000 per year and RACVB will gain additional funds for promoting Ridgecrest.
- Will take several months to wind-up the projects.
- Spoke on residual effects of filling hotels including restaurants, shopping, gas, jobs, etc.

Howard Auld

- Asked Council where the financial recovery plan is.
- Lost City manager, finance director and other good employees.
- Commented on personal efforts to gain funding for the City.
- Spoke on Ridgecrest being a national defense City.
- State representatives have requested a financial recovery plan.
- City and Council have to be proactive and not continue to be reactive.

Robert Shaw

- Has problem hearing consonants so people need to enunciate.
- Sound system is awful and asked staff to adjust.
- Pleased Council has appointed Dennis Speer to fill in as City Manager
- Spoke on Dennis's plan to resurface streets and suggested making him a permanent City manager.

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Henry Wilson

- Spoke on Enterprise Challenge event at NAWS.
- Looking at holding event in Ridgecrest next year or in 2014
- Will work with RACVB to get the conference here next year.

Dave Matthews

- Constitution week and encouraged everyone to study the document.
- Encouraged Council to support the Inyokern airport board in bringing in the UAV test facility.

Barbara Auld

- Spoke on fair planning meeting and encouraged the community to attend the fair.
- State funding is gone so community needs to attend beginning October 14.
- New ride company has been contracted.

COMMITTEE REPORTS

Infrastructure Committee

Members: Steve Morgan, Jerry Taylor, Craig Porter, James Sanders
Meeting: 2nd Wednesday Of The Month At 5:00 P.M., Council Conference Room
Next Meeting: October 10, 2012

- Jerry Taylor – reviewed September meeting discussions including digital 395, trench cut fees, ADA incline, master drainage plan, safe routes to school projects, bike routes, sewer plant lease agreement with the Navy. Next meeting moved to October 9 at 5pm.

Quality Of Life

Members: Chip Holloway, Jason Patin, Craig Porter, Carter Pope
Meeting: 2nd Thursday Of The Month At 5:00 P.M.; Kerr-McGee Center
Next Meeting: October 11, 2012 (Dark in June, July, December, and January)

- Chip Holloway – has not met, announced next meeting.

City Organization

Members: Ron Carter, Jerry Taylor, Lois Beres, Christopher LeCornu
Meeting: 1st Tuesday Of The Month At 5:00 P.M.; Council Conference Room
Next Meeting: October 2, 2012

- Jerry Taylor – did not meet

Community Development Committee

Members: Steve Morgan, Jason Patin, Christopher LeCornu, James Sanders
Meetings: 1st Thursday Of The Month At 5:00 P.M.; Council Conference Room
Next Meeting: October 4, 2012

- Steve Morgan – announced next meeting.

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

Members: Ron Carter, Chip Holloway, Ron Strand
Meetings: 2nd Monday Of Odd Numbered Months At 4:00 P.M., Kerr-McGee Center
Next Meeting: November 12, 2012

- Ron Carter – announced next meeting.

Ridgecrest Area Convention And Visitors Bureau (RACVB)

Members: Chip Holloway, Jason Patin
Meetings: 1st Wednesday Of The Month, 8:00 A.M.
Next Meeting: October 3, 2012 at location to be announced

- Chip Holloway – announced next meeting and read director's report. (copy available in the City Clerk's office)

OTHER COMMITTEES, BOARDS, OR COMMISSIONS

- Steve Morgan – Kern COG and Quad-State coalition of governments meeting announced.

CITY MANAGER REPORT

- Dennis Speer – request for direction in selecting recruitment firm for City Manager and finance director positions. Top 3 firms could be interviewed by Council or a suggestion has been made to develop announcement and publish in wide spread publications.
 - Jerry Taylor – recommend discussion item seeking a head hunting firm.
 - Steve Morgan – recommend discussion item seeking a head hunting firm.
 - Ron Carter - recommend discussion item seeking a head hunting firm with discussion of Finance Director position.

MAYOR AND COUNCIL COMMENTS

Council Member Holloway

- Addressed the financial recovery plan was developed by Mr. & Mrs. Auld and Mayor Carter and I personally put it in Congressman McCarthy's hands over a year ago.
- Council is putting efforts into developing revenue sources such as branding and grants.
- Spoke on League of California cities conference.
- Suggested bringing in the pet data system which will do everything we currently do for pet licensing, shots, and other services.
- Attended Kosmont presentation and was very impressed with attendance and have only positive comments about our current relationship with Kosmont. Presentation is available online.
- Spoke with vendors who put in Splash Pads but if could only do one thing then recommend a Splash Pad.

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- Spoke on a book 'For The Love of Cities'.

Mayor Ron Carter

- Council is thinking outside the box and trying to find ways to generate revenue, many of which will not be seen for 5+ years.
- Did not feel this was a negative meeting
- Reality is Ridgecrest is in better shape than a lot of cities and schools across the United States.
- Could be cutting services be we elected to try and not cut services. May have to go that way.
- Wish we would not go back and forth with the State; we personally gave McCarthy a recovery plan and now hearing different excuses.
- Will be several years before things will begin to improve. State still has a deficit which they will take from cities, counties, and schools.
- Appreciate legislators who are working to help cities.
- Appreciate everyone who attended the meeting and the candidates who attended.
- Asked Dennis to see if Waste Management could assist with Veterans stand down.

Jerry Taylor

- Asked to see a first quarter budget on the October 18 meeting agenda if possible.
- Asked for future agenda to have waste management presentation on services.
- Referenced functions and events which are being brought in by other agencies such as BLM.
- Want to check the waste management contract regarding City sponsored events
- Balsam street receptacles need lids.
- Apologize to public for eyesore signs during the election period.
- Reminded community of public forums for candidates.

Steve Morgan

- League of California Cities meeting and Kosmont presentation.
- Quoted Larry Kosmont regarding state getting out of City pockets and economic recovery.
- Mr. Kosmont's honesty was a pleasant change from most conference presentations.
- City works on ideas for increasing revenue, most of which are not feasible so community will not hear about them.
- Kosmont is working with City of Ridgecrest for the Mervyn's building, don't have the answer but working on it.
- With Cash Flow City may be able to make investments to gain tenants, no idea if it can be done.
- Now that I have said it then everyone is going to expect a miracle to occur, which is not fair to the Council. it doesn't happen that way.
- Opportunity to select a lot of members of a lot of boards, a renewed invigoration, time for change, going to be positive and move forward.

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- Request to incoming City Council is stay positive about your beliefs right now for at least one year after the election. Engage and be a part of the solution and help the Council, they need you.
- Easy to make this statement because so disgusted with negativism poured onto the Council. Sickening to hear that everything is an abomination.
- When a person is told the truth and continues to spew the same garbage, that person is not part of the solution.
- Announced opportunities to meet board and Council candidates. September 21 7603014330. RSVP to attend dinner with supervisor candidates. You sit at your table and candidates rotate.
- Call Barbara hall to RSVP for September 29 candidate forum.7603751966
- Elks lodge event
- Big band express at USO building
- September 22-23 concert
- Local non-profit community groups selling tickets to community dinner October 13, 2012.
- Chamber of commerce encouraging non-profit groups to take cards to be filled out by individuals to put you on email list for newsletter announcing all events in the community. Cards are collected by local non-profit groups and the group collecting the most cards will receive \$1000 for their charity. Encouraged community to seek out non-profit groups and sign up for chamber newsletter.

Jerry Taylor

- Asked staff to research how the DRI grant can be spent.
- Commented on Phil Salvatore statements of the budget. Police were cut deeply during the low budget years.

ADJOURNMENT in honor of Larry Zabel at 10:06pm

Rachel J. Ford, CMC - City Clerk

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

SUBJECT: Second Reading and Adoption of Ordinance 12-07, an ordinance of the City Council of the City of Ridgecrest granting a non-exclusive Taxi Franchise to the owner Antonio Rubio.

PRESENTED BY:

Dennis Speer, Interim City Manager

SUMMARY:

The City of Ridgecrest has received a Taxi Franchise Application from Antonio Rubio to operate a 24 hour taxi service in Ridgecrest and the surrounding areas. Mr. Rubio has four years of driving experience for taxi services. One taxi service in Los Angeles and the other for Ridgecrest Taxi Service. The proposed fee schedule is as follows:

\$2.75 – pick up charge
\$2.50 – per mile
\$30.00 – per hour for waiting

Previous taxi franchises have been required to have a \$1000.00 deposit prior to starting operations and this requirement has been met by Mr. Rubio.

This Ordinance was introduced at the regular City Council meeting of September 19, 2012 and motions to waive reading in full and introduction by title only were unanimously approved by Council.

This Ordinance requires two motions as follows:

Motion To Waive Reading In Full and to Adopt Ordinance 12-07, An Ordinance Of The City Council Of The City Of Ridgecrest Granting A Non-Exclusive Taxi Franchise To Antonio Rubio
Requires A Second

Motion To Adopt, By Title Only, Ordinance 12-07, An Ordinance Of The City Council Of The City Of Ridgecrest Granting A Non-Exclusive Taxi Franchise To Antonio Rubio
Requires A Second

FISCAL IMPACT:

Franchise fee payment from company in the amount of 3% of their gross annual receipts.

Reviewed by Finance Director

ACTION REQUESTED:

Approve two Motions to waive reading in full and to adopt by title only and ordinance 12-07, ordinance to grant a non-exclusive Taxi Franchise to owner Antonio Rubio.

CITY MANAGER / EXECUTIVE DIRECTOR RECOMMENDATION:

Action as requested: Approve two motions as presented.

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

Action Date: October 3, 2012

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ORDINANCE NO. 12-07

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIDGECREST GRANTING A NON-EXCLUSIVE TAXI FRANCHISE TO ANTONIO RUBIO

WHEREAS, the Ridgecrest Municipal Code Section 3-5.403 provides that a non-exclusive taxi franchise to serve customers within all or any portion of the City may be granted by the City Council by ordinance; and

WHEREAS, Mr. Rubio, made written application to the City and agreed to be bound by the terms and conditions of the franchise, and

WHEREAS, Antonio Rubio, dba Rubio's Taxi Service ("COMPANY") wishes to operate a taxi service in Ridgecrest; and

WHEREAS, the COMPANY agrees to abide with all provisions of the Ridgecrest Municipal Code and all other relevant State and local laws; and

WHEREAS, the City Council has determined that there is a need for a taxi service in the City of Ridgecrest.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Ridgecrest, California, that:

1. Antonio Rubio, dba Rubio's Taxi Service is granted a non-exclusive taxi franchise pursuant to the Ridgecrest Municipal Code.
2. A \$1,000 Deposit shall be required prior to the beginning of any such taxi operations and the deposit shall be credited against the 2012 Franchise Fee.

The City Clerk shall cause a summary of this ordinance to be published.

APPROVED AND ADOPTED this 3rd day of October 2012 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST

Ronald H. Carter, Mayor

Rachel J. Ford, City Clerk

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PUBLIC NOTICE

At their special meeting on September, the City Council of the City of Ridgecrest approved this ordinance on first reading. Approval on second reading, by title only, will be considered at the Regular City Council meeting to be held October 3, 2012.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIDGECREST GRANTING A NON-EXCLUSIVE TAXI FRANCHISE TO ANTONIO RUBIO

WHEREAS, the Ridgecrest Municipal Code Section 3-5.403 provides that a non-exclusive taxi franchise to serve customers within all or any portion of the City may be granted by the City Council by ordinance; and

WHEREAS, Mr. Rubio, made written application to the City and agreed to be bound by the terms and conditions of the franchise, and

WHEREAS, Antonio Rubio, dba Rubio's Taxi Service ("COMPANY") wishes to operate a taxi service in Ridgecrest; and

WHEREAS, the COMPANY agrees to abide with all provisions of the Ridgecrest Municipal Code and all other relevant State and local laws; and

WHEREAS, the City Council has determined that there is a need for a taxi service in the City of Ridgecrest.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Ridgecrest, California, that:

1. Antonio Rubio, dba Rubio's Taxi Service is granted a non-exclusive taxi franchise pursuant to the Ridgecrest Municipal Code.
2. A \$1,000 Deposit shall be required prior to the beginning of any such taxi operations and the deposit shall be credited against the 2012 Franchise Fee.

The City Clerk shall cause a summary of this ordinance to be published.

APPROVED AND ADOPTED this 19th day of September 2012 by the following vote:

AYES: Mayor Ronald H. Carter; Council Members Marshall 'Chip' Holloway; Jerry D. Taylor; Steven P. Morgan; Jason Patin

NOES: None

ABSENT: None

ABSTAIN: None

ATTEST:

Rachel J. Ford, CMC
City Clerk

Date: September 19, 2012

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