



**LAST ORDINANCE NO. 08-09
LAST RESOLUTION NO. 08-76
LAST RESOLUTION RRA NO. 08-01**

CITY OF RIDGECREST

**CITY COUNCIL
RIDGECREST REDEVELOPMENT AGENCY**

AGENDA

Regular Council/Agency Meeting
Wednesday November 5, 2008

CITY COUNCIL CHAMBERS CITY HALL

100 West California Avenue
Ridgecrest, CA 93555

Closed Session – 6:00 p.m.

Regular Session – 6:30 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/Ridgecrest Redevelopment Agency 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 Ave., Ridgecrest, CA 93555
3. City of Ridgecrest official website at <http://ci.ridgecrest.ca.us>

CALL TO ORDER

ROLL CALL

CLOSED SESSION – 6:00 p.m.

GC54956.9 Conference With Legal Counsel - Existing Litigation - Matrix Motor Company v. City of Ridgecrest

GC54956.9 Conference With Legal Counsel - Existing Litigation - Lynette Mulverhill v. City of Ridgecrest

AGENDA - CITY COUNCIL / REDEVELOPMENT AGENCY - REGULAR

November 5, 2008

Page 2

GC54957 Labor Negotiations - Amendment to Agreement with United Food and Commercial Workers Local 1036, Mid-management, Confidential. Negotiator Michael Avery

GC54956.8 Redevelopment Agency Real Property Negotiations - Agency DDA and Loan Adjustment, 1240 College Heights Boulevard - High Desert Haven - Agency Negotiators, Michael Avery, and James McRea

REGULAR SESSION – 6:30 p.m.

PLEDGE OF ALLEGIANCE

INVOCATION – St. Michael's Episcopal Church

CITY ATTORNEY REPORT OUT OF CLOSED SESSION

APPROVAL OF AGENDA

PROCLAMATIONS AND PRESENTATIONS

1. **Youth Advisory Council**
2. **Proclamation - Native American Heritage Month**

The Council will present a proclamation to Little Deer Durvin, Chairperson, Four Winds Council, in recognition of Native American Heritage Month, November 2008.

3. **Presentation - Kiwanis Walk-A-Thon Prizes**

Dean Elliott, Kiwanis Chair for the annual Walk-A-Thon, will be distributing the prizes to youth participants and schools. The Walk-A-Thon was held September 27, 2008.

4. **Presentation - Wastewater Treatment Facility Final Project Presentation By Carollo Engineers** **Speer**

Amando Garza, representing Carollo Engineers, will give a Power Point presentation regarding the final report for the Wastewater Treatment Facility Plant Project.

PUBLIC COMMENT

AGENDA - CITY COUNCIL / REDEVELOPMENT AGENCY - REGULAR

November 5, 2008

Page 3

Persons wishing to address the Council on matters that are within the Council's jurisdiction and do not already appear on this agenda, may do so at this time. Pursuant to the Brown Act, the City Council may not take action on an item that does not appear on the Agenda. Speakers are limited to five (5) minutes. The PUBLIC COMMENT section of the Agenda is limited to a total of sixty (60) minutes. Speakers are asked to provide their name and address for the record.

CONSENT CALENDAR

All items on the Consent Calendar are considered to be routine by City staff and will be approved in one motion if no member of the Council or the public wishes to comment or ask questions. If comment or discussion is desired by anyone, that item may be removed from the Consent Calendar and be considered separately, with public comment, before action is taken.

- 5. **Resolution No. 08- , A Resolution Of The Ridgecrest City Council Authorizing Partial Payment 2 To Hard Rock Construction And Engineering For Work Completed To Date On The Handicap Access Improvements – Various Locations (CD Activity No. 17.06.1), Authorize The City Manager To Sign Said Payment And To Authorize Recordation Of A Notice Of Completion** **Pollock**

The project consists of removal of existing curb returns and replacing said curb returns which comply with Americans with Disabilities Act (ADA) compliant facilities at 20 locations in the City. The project is funded by Community Development Block Grant funds and requires no local match. The contractor, Hard Rock Construction and Engineering, is requesting partial payment 2 in the following amount:

Original Contract Amount	\$131,548.00
Net Change by Change Orders	\$ 1,395.00
Contract Sum to Date	\$132,953.00
Total Completed to Date	\$132,943.00
Total Retained to Date	\$ 13,294.30
Total Earned Less Retainage	\$119,648.70
Previous Payments	\$ 58,837.50
Current Payment Due	\$ 60,811.20

It is requested that the City Manager be authorized to approve change order 1, payment 2 and authorize recordation of a Notice of Completion. The retained funds of \$13,294.30 will be retained until 35 days after the date of recordation of the notice of completion at which time they shall be released providing no claims for payment have been received by the City.

AGENDA - CITY COUNCIL / REDEVELOPMENT AGENCY - REGULAR

November 5, 2008

Page 4

6. **Resolution No. 08- , A Resolution Of The Ridgecrest City Council Approving Art In Public Places, A Sign Post And The Location** Ponak

On April 15, 2008, the Ridgecrest City Council approved the purchase of public art for public places from the recommendation of the Parks, Recreation and Quality of Life Committee and the Arts Council. With trying to place one of the art pieces (Attachment A) "The Sign Post" in Denny's Park, staff realized that Cal Trans had to be notified for approval of placement of the Art and that a resolution by City Council was needed.

7. **Minutes Of The Regular City Council/Redevelopment Agency Meeting Of October 15, 2008** Gable

8. **Council Expenditure Approval List (DWR) Dated October 10, 2008 In The Amount Of \$228,623.90** Sloan

9. **Council Expenditure Approval List (DWR) Dated October 24, 2008 In The Amount Of \$430,146.00** Sloan

10. **Agency Expenditure Approval List (DWR) Dated October 10, 2008 In The Amount Of \$384.00** Sloan

11. **Agency Expenditure Approval List (DWR) Dated October 24, 2008 In The Amount Of \$6,862.07** Sloan

OTHER ACTION ITEMS

12. **Resolution RRA No. 08-02, High Desert Haven, 1240 College Heights, Agency Agreement and Loan Adjustment; Authorization and Approval to the Modification of Exhibit B. Promissory Note and Exhibit C. Deed of Trust to Reflect Agreement after Five Years of Operation** McRea

The Ridgecrest Redevelopment Agency entered into an Affordable Housing Agreement with High Desert Haven in October of 2003. Four loans were structured for the proposed improvements, land acquisition, and a deferred Sewer Connection Fee. It additionally provided \$125,000 reduction in the loan upon operation for a period of five years from the date the owner commences operation.

13. **Resolution No. 08- , A Resolution Of The Ridgecrest City Council Approving By Reference And Authorizing Execution Of An Amendment To The Memorandum Of Understanding With The United Food And Commercial Workers (UFCW Local 1036); Police Employee Association Of Ridgecrest (P.E.A.R.); Mid-Management; And Confidential Groups** Avery

AGENDA - CITY COUNCIL / REDEVELOPMENT AGENCY - REGULAR

November 5, 2008

Page 5

These amendments are a result of reopener negotiations for the third and final year of the existing contracts and agreements (July '08-June '09). Primary concern in the negotiations was the increase to employee health premiums, higher fuel cost, food, retail, utilities and the fluctuating stock market.

CITY MANAGER/EXECUTIVE DIRECTOR REPORTS

CITY ATTORNEY REPORTS

COMMITTEES, BOARDS AND COMMISSIONS

Community Development Committee

Members: Chair Steve Morgan, Chip Holloway, Jerry Taylor, Eric Kauffman

Meetings: 1st Thursday of the month at 5:30 p.m.; Council Conference Room

Next meeting November 6

City Organization and Services Committee

Members: Chair Tom Wiknich, Chip Holloway, Nellavan Jeglum, Lois Beres

Meetings: 2nd Thursday of the month at 5:00 p.m.; Council Conference Room

Next meeting to be November 12

Parks, Recreation and Quality of Life Committee

Members: Chair Ron Carter, Dan Clark, Jerry Taylor, Howard Laire

Meetings: 4th Thursday of the month at 5:00 p.m.; Kerr-McGee Center

Next meeting to be announced

Infrastructure Committee

Members: Chair Tom Wiknich, Steve Morgan, Lois Beres, Nellavan Jeglum

Meetings: 2nd Tuesday of the month at 5:00 p.m., Council Conference Room

Next meeting November 18

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

Members: Chair Dan Clark, Ron Carter

Meetings: 2nd Monday of the month at 6:00 p.m., Kerr-McGee Center

Next meeting November 10

RACVB

Council Member Holloway

AGENDA - CITY COUNCIL / REDEVELOPMENT AGENCY - REGULAR

November 5, 2008

Page 6

Meetings: 3rd Wednesday of the month, 8:00 a.m.,
Next meeting and location to be announced

OTHER COMMITTEES, BOARDS, OR COMMISSIONS

MAYOR AND COUNCIL COMMENTS

The Mayor and Council Members may make a brief statement. In addition, Council Members may ask a question of staff or the public for clarification on any matter, make a request of staff for factual information, or request staff to report back to the council at a later meeting concerning any matter. In addition the Council, or any member, may direct the City Manager to place an item of business on a future agenda.

ADJOURNMENT