



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

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

**August 3, 2005
6:00 p.m.**

**Tape Recorded
Tape 05-17**

This meeting was tape 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 – 6:03

ROLL CALL

PRESENT: Mayor Marshall Holloway, Mayor Pro Tem Richard Martin, Council Members Steven Morgan and Ronald Carter

ABSENT: Vice Mayor Daniel Clark

STAFF: Harvey Rose, City Manager; Rita Gable, City Clerk; Jim Winegardner, Deputy City Manager Administrative Services/City Treasurer; Jim McRea, Deputy City Manager, Public Services; Gary Parsons, Community and Economic Development Department Director; Joe Pollock, Assistant Public Works Director; Jim Ponek, Parks and Recreation Department Director; Michael Avery, Chief of Police; and other personnel

CLOSED SESSION – 6:04 p.m.

CG54956.8 Real Property Negotiations - Vacant land between Ridgecrest Boulevard and Las Flores Avenue - APN# 067-050-02 and APN# 067-050-13. Negotiators Harvey Rose, James McRea, and Gary Parsons

GC54957.6 Labor Negotiations Update – P.E.A.R., Confidential Employees, Mid-Management Employees, and UFCW Local 1036- Negotiator Harvey Rose

REGULAR SESSION – 6:47 p.m.

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PLEDGE OF ALLEGIANCE led by Council Member Morgan

INVOCATION – Reverend Ralph Mueller, Ridgecrest Presbyterian Church

CITY ATTORNEY REPORT OUT OF CLOSED SESSION

Council received information and discussed the real property negotiations and gave direction to staff. No action taken on the labor negotiations update.

APPROVAL OF AGENDA

Moved by Council Member Morgan, seconded by Council Member Carter TO APPROVE THE AGENDA. No public comment. Motion carried with a voice vote of 4 ayes, 1 absent. Council Member Clark absent.

PUBLIC COMMENT Opened 6:49 p.m.

Dave Matthews, 717 Kevin Court

- Commented on recent newspaper story regarding arsenic in our water wells
- The wells tested\ don't meet standards – the standards are too strict
- Has been there for years and the wells have always had arsenic
- This is an example of a law that is too strict so be careful how you make your laws

Closed 6:51 p.m.

CONSENT CALENDAR

1. Minutes Of The Regular City Council/Redevelopment Agency Meeting Of July 20, 2005 Gable
2. Council Expenditure Approval List (DWR) Dated July 13, 2005 In The Amount Of \$3,325.00 Winegardner
3. Council Expenditure Approval List (DWR) Dated July 22, 2005 In The Amount Of \$237,899.38 Winegardner
4. Council Expenditure Approval List (DWR) Dated July 29, 2005 In The Amount Of \$36,157.31 Winegardner
5. Agency Expenditure Approval List (DWR) Dated July 22, 2005 In The Amount Of \$48,753.49 Winegardner

Chuck Roulund, 617 Sorrel requested removal of item 5

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Moved by Council Member Morgan, seconded by Council Member Martin TO APPROVE THE CONSENT CALENDAR WITH ITEM 5 REMOVED. Public comment heard. Motion carried with a voice vote of 4 ayes, 1 absent. Council Member Clark absent.

Chuck Roulund

- Requested removal of item 5 to discuss the payment of \$40,000 to Globe Protect USA, Inc.
- Privately funded company should be funded privately not by the Redevelopment Agency or the City of Ridgecrest
- The project should be fully revealed to citizens as the company has already received \$140K on an unsecured loan

Mayor Holloway stated that the loan is secured with real property and Mr. Parsons reaffirmed that it is secured by a home. This is a loan for the test phase of equipment. Loan has a term with payments beginning 2-3 years from now after he gets up and running.

Mr. Roulund requested a copy of the deed of trust.

Mr. Winegardner stated that this is the 2nd phase of loan to this company by Agency

Moved by Council Member Martin, second by Council Member Morgan TO APPROVE CONSENT CALENDAR ITEM 5. Public Comment Heard. Motion carried with a voice vote of 4 ayes, 1 absent. Council Member Carter voted no for Global Protect payment and aye for remainder of item 5. Council Member Clark absent.

ORDINANCES AND RESOLUTIONS

6. **Introduction And First Reading, By Title Only, An Ordinance Of The City Council Of The City Of Ridgecrest Granting A Non-Exclusive Taxi Franchise To Ridgecrest Taxi Service** **Winegardner**

Deputy City Manager Winegardner

- Our Municipal Code grants authority to grant non-exclusive taxi franchises
- This will be 24 hour service
- Fare rates are included in their proposal
- Have received 3 other inquires since this one
- This ordinance grants a non-exclusive taxi franchise to Mark Collins and Jack Sturgeon, dba Ridgecrest Taxi Service.

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MOVED BY COUNCIL MEMBER MORGAN, SECOND COUNCIL MEMBER MARTIN TO WAIVE READING IN FULL AND TO INTRODUCE FOR FIRST READING, BY TITLE ONLY, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIDGECREST GRANTING A NON-EXCLUSIVE TAXI FRANCHISE TO RIDGECREST TAXI SERVICE 4 AYES 1 ABSENT

OTHER ACTION ITEMS

7. **Amendment to Deferred Public Utility Payment Agreement, High Desert Haven, APN 343-351-19 124 East Dolphin Avenue** **McRea**

Deputy City Manager McRea read from the staff report

- Restructure of payment agreement to an amortized loan at 4.25% with a five (5) year term.

Moved by Council Member Morgan, second Council Member Carter TO AMEND THE DEFERRED PUBLIC UTILITY PAYMENT AGREEMENT, HIGH DESERT HAVEN, APN 343-351-19, 124 EAST DOLPHIN AVENUE. No public comment. Motion carried with a voice vote of 4 ayes, 1 absent. Council Member Clark absent.

8. **City Of Ridgecrest Waste Water Department Design And Construction Standards, Modification To Same And Appeal Thereof** **McRea**

Deputy City Manager McRea

- Wastewater Department has updated the design and construction standards specification for the installation of sewer laterals
- This amendment is to the provisions of Sections 12-7.6 and 12-8.12 of the Ridgecrest Municipal Code
- The specifications exceed the requirement of the California Code of Regulations
- They have been appealed as modified by Mr. Mike Mower
- This is placed on the agenda for confirmation by Council of the modifications and adoption of the new requirements and to allow an administrative appeal to the design and construct standards specifications

Appeal Hearing opened

Mike Mower, 406 Mar Vista Avenue

- Appealing the requirement for a second sewer cleanout after a 45 degree turn for a new home
- Council has adopted building code which allows up to 135 degrees of turn before a cleanout is required
- City sewer department does the inspection in new construction - building inspectors do not do it now

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- 2nd cleanout will be in the middle of a yard - does not want to put in second clean out
- New standards (#5) require 4" pipe already - 3" already under the slab
- SDR 35 does not include abs or requires specific type of pipe instead of what has been in use per California Building Code

Several developers, builders, and plumbers were at meeting and asked for more specifics as to what types of piping were allowed.

Council Member Martin wants to have staff look at this again before adopting
Council Member Morgan wants it sent to the Infrastructure Committee

Council concurred - Send to Infrastructure for September 13 meeting -5 p.m.

CITY MANAGER/EXECUTIVE DIRECTOR REPORTS

None

CITY ATTORNEY REPORTS

None

COMMITTEES, BOARDS AND COMMISSIONS

Economic Development Committee

Members: Chair Dan Clark, Chip Holloway, Mike Biddlingmeier, Chuck Roulund

Meetings: 1st Thursday of the month at 5:00 PM; Council Conference Room

Next meeting August 4

Legislative Committee

Members: Chair Duke Martin, Chip Holloway

Meetings: probably quarterly - at 8:00 AM; Council Conference Room

Next meeting to be announced

Infrastructure Committee

Members: Chair Steve Morgan, Duke Martin, Chuck Roulund, Jim Smith

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

Next meeting September 13

City Organization Committee

Members: Chair Ron Carter, Steve Morgan

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Meetings: 2nd Thursday of the month at 5:00 PM; Council Conference Room

Next meeting August 11

Quality of Life Committee

Members: Chair Dan Clark, Ron Carter, Howard Laire, Matt Feemster

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

Next meeting August 25

Redevelopment Advisory Committee

Members: Chair Ron Ketcham, Vice Chair Lois Beres, Mike Hogan, Bob Peoples, Gary Charlon. Ex-officio Members Council Members Steve

Morgan and Ron Carter, Planning Commissioner Mike Biddlingmeier

Meetings: 3rd Tuesday of the month at 5:00 PM, Council Conference Room

Next meeting August 16

RACVB

Council Member Duke Martin

Council Member Steve Morgan- Alternate

Meetings: 3rd Wednesday of the month, 8:00 a.m., RACVB Office

Next meeting August 17

OTHER COMMITTEES, BOARDS, OR COMMISSIONS

Council Member Martin attended Desert-Mountain Division League of California Cities quarterly meeting two weeks ago – has brochures for small businesses and taxes. Also went to LCC meetings in Monterey for the Leadership Workshop. Congratulated Congressman Thomas for the transportation funds he garnered for Kern County

Council Member Morgan noted Quad State was having a phonecon meeting August 19 to get Niles county NV into coalition. Another meeting on Friday September 16 at Havasu City AZ

MAYOR AND COUNCIL COMMENTS

Martin

- Senator Tom McClintock bill re eminent domain
- Assemblyman Kevin McCarthy will be speaker at the 12 August Republican Women's Federation luncheon
- LCC conference in San Francisco in October

Morgan

- Commend city staff for the Discover Ridgecrest pamphlet

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- Commended WWT staff for coming up with some new initiatives by thinking out of the box to make improvements for the future

Carter

- Been traveling and talking to citizen in other cities most of the summer
- Proud of the access our citizens have with our Police Department and staff
- And interaction of our youth with our government officials
- Our housing prices are still less than other places

Holloway

- Also was traveling out of the area and did some comparisons
- Proud of our BRAC effort
- We all must keep a positive attitude
- Still need to have better public relations to put forth information

ADJOURNMENT

Mayor Holloway adjourned the meeting at 7:58 p.m.

Rita Gable, City Clerk