



**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**

**November 5, 2008
6:30 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 – 6:00 p.m.

ROLL CALL

PRESENT: Mayor Marshall Holloway, Mayor Pro Tem Steven Morgan, Vice Mayor Thomas Wiknich, and Council Members Ronald Carter and Daniel Clark

STAFF: Michael Avery, City Manager; Rita Gable, City Clerk; Tyrell Staheli, Budget Officer, Administrative Services Department; Jim McRea, Public Services Department Director, Dennis Speer, Public Works Department Director; Jim Ponek, Parks, Recreation And Cultural Affairs Department Director; Ronald Strand, Chief of Police; and other personnel

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
- 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 led by Jim Ponek, Parks and Recreation Director

**SILENT MOMENT - In Memory Of City Engineer Joe Pollock Who Passed Away
November 2, 2008**

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CITY ATTORNEY REPORT OUT OF CLOSED SESSION

In Closed Session Council received information regarding the Matrix litigation, no action was taken; received information regarding Mulverhill litigation, direction was given to staff; received information regarding the labor negotiations, direction given and action will be taken later on agenda; and received information regarding the property negotiations, direction given and action will be taken later on the agenda.

APPROVAL OF AGENDA

Moved by Council Member Morgan, second Council Member Carter TO APPROVE THE AGENDA. No public comment. Carried with a voice vote of 5 ayes.

PROCLAMATIONS AND PRESENTATIONS

1. Youth Advisory Council

Next meeting will be November 18 at 11:45 a.m.

2. Proclamation - Native American Heritage Month

The Council presented 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, distributed 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, gave a Power Point presentation regarding the final report for the Wastewater Treatment Facility Plant Project. (A copy is in the Clerk's agenda packet)

Council Member Morgan requested the report be directed to the Infrastructure Committee for review.

Dave Matthews

- Questioned elevation at old treatment plant and that his recollection was sewage needed to be pumped to it rather than gravity flow
- Also noted that sludge use to be used for fertilize and can be used for that again

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- Mr. Speer stated that yes it was a gravity fed line as is the present plant and there will be a pump at the headworks
- Sludge could be used as fertilizer but chemicals contributed by the base does not allow us to use it that way anymore

PUBLIC COMMENT opened at 7:20 p.m.

Robert Gould

- Read prepared comments re "Adopt An Island" (street median)
- Have been contentious months leading up to the election
- Downs Street median landscape project displeased certain individuals
- Feels that projects of this type are necessary to for "quality of life" in the community
- Proposes program overseen by City to adopt an island
- Removal of trash and weeds and making sure watering basins are kept repaired and checking for leaks would be a major help to City
- Volunteer effort will ease strain on City employees
- 23 islands the length of downs
- He commits to adopting island between Drummond Avenue and Vicki Avenue
- He is 74 years old but will live up to that commitment
- Has recommendations if we adopt the concept -
 - City provide caution signs
 - No children
 - High visibility clothing
 - No vehicle parking next to islands
 - Trash and other debris collected picked up by City employees
- Consider this as a project to help the community and all citizens

Dave Matthews

- Expressed condolences on Joe Pollock's passing
- Did not think he was ill
- Congratulated all candidates who ran for Council
- Congratulated winners and noted Jerry Taylor was a "newbie"
- We may not see him as often as before because of family changes
- Sad that Measure N did not pass but is still wearing his pin

Jason Patton

- Joked that he was filing papers in the morning for a recount
- Congratulated Mr. Morgan, Mr. Carter and Mr. Taylor on their election
- Thanked Mr. Avery for helping by discussing City things with him during his campaign

Walt Maurer

- Thanked folks for voting regardless of how they voted
- It was quite an experience waiting outside Kerr McGee to vote

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- Thanked Mr. Clark for inviting him to speak to his class at Mesquite High School - he did last Monday
- Youth were very animated and asked very good questions
- He felt it a privilege to run for Council and recalled a few things
- Mike Neel lessons on The Constitution
- Randy Jenkins saying we really didn't want change
- Nellavan Jeglum for being very polite
- Mark Millis for noting "it doesn't take a village to raise a child"
- Jason Patton for his dedication to youth and
- Jerry Taylor's determination
- Wondering why Steven Morgan and Ron Carter would want to serve for another four years considering the economic environment
- Extended sincere congratulations

Mike Neel

- To Dave Matthews hope he does get to meetings from time to time
- Ran dead last and thanked those who voted for him
- May not have run except for comments from Mr. Morgan
- Stated he plans on bugging everyone a bit more
- Will probably hear more about The Constitution

Closed at 7:37 p.m.

CONSENT CALENDAR

5. Resolution No. 08-77, A Resolution Of The Ridgcrest 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
6. Resolution No. 08-78, A Resolution Of The Ridgcrest City Council Approving Art In Public Places, A Sign Post And The Location Ponak
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

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

Mr. Neel requested removal of items 8 and 9

Moved by Council Member Wiknich, Council Member Carter TO APPROVE THE CONSENT CALENDAR WITH ITEMS 8 AND 9 REMOVED. No public comment. Carried with a voice vote of 5 ayes

8 Page 16 Tetra Tech Inc. - is professional services for WWT plant lab

9 Page 3 Commanding Officer Utility Use - for WWT plant electricity

9 Page 5 HTE - yearly payment for computer software

Moved by Council Member Clark. Second Council Member Wiknich TO APPROVE CONSENT CALENDAR ITEMS 8 AND 9. Public comment heard. Carried with a voice vote of 5 ayes.

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**

Moved by Agency Member Morgan, second Agency Member Wiknich TO ADOPT 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. No public comment. Carried with a voice vote of 5 ayes.

13. **Resolution No. 08-79, 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**

Moved by Council Member Morgan, second Council Member Carter TO ADOPT RESOLUTION NO. 08-79, 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. No public comment. Carried with a voice vote of 5 ayes.

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CITY MANAGER/EXECUTIVE DIRECTOR REPORTS

November 17 6 p.m. Town Hall meeting Council Chambers - Council Members Morgan and Clark

CITY ATTORNEY REPORTS

None

Mayor Holloway turn control of the meeting to Mayor Pro Tem Morgan

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

Special meeting November 17 at 4:30 p.m.

Next meeting

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

Met October 23

- Two new businesses have opened – sober living facility and Ridgecrest Dental and Medical Center

Next meeting December 11

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 Special on November 18 due to Veterans Day on the 11th

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 January 12

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Mr. Clark noted that there was more gang activity going on - tagging and wearing of colors

RACVB

Council Member Holloway

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

Next meeting and location to be announced

OTHER COMMITTEES, BOARDS, OR COMMISSIONS

Dave Matthews noted that the Desert Advisory Council was meeting at end of month on a Friday and Saturday

Mr. Clark noted December 10 meeting of the Arts Council

MAYOR AND COUNCIL COMMENTS

CLARK

- Offered condolences to family of Joe Pollock
- Congratulated Steven Morgan and Ron Carter and Jerry Taylor on their election
- Thanked them for coming in and talking to the kids at Mesquite High School
- It was a real learning experience for the youth to see government process up close and unfolding in front of them
- Thanked all the candidates
- Disappointed on Measure N as everyone is
- Secretary at school told him why her vote was No – lack of communications and what had been done to the roads in the past
- Mesquite was nominated as a model continuation school for state of California
- Honored to be a part of it and teaching there
- Every school in Sierra Sands Unified School District has been acknowledged for excellence
- Teen Court has a coordinator and it will be up and running real soon
- It is juvenile justice where they are judged by their peers – they do community work and have to pay fines
- There are very few repeats
- Need help to keep this program in the community
- Yesterday proved that anyone can do what they dream – the change in Mr. Obama was remarkable
- He is facing a tremendous task
- All three levels of government is democratic

CARTER

- Thanked Tom Wiknich for all the time he put in on Measure N
- Did a tremendous job educating all the community

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- Had many people tell him they were outraged that it did not pass
- They knew we had to have it and become a self-help city
- Thanked all the candidates and feel they were all quality persons
- Thanked Mesquite High School for their excellence
- Was with Joe Pollock briefly on Sunday
- Joe was a very dedicated employee for the City and had a wealth of knowledge
- Was great to see how many people turned out to vote
- Has four of his family now in Iraq serving in the military
- Without them we would not have our country
- Thanked all who attended our Council meeting and the candidates coming here

WIKNICH

- Joe Pollock was truly one of the most knowledgeable on the infrastructure of the city
- Thanked all the candidates and appreciate them doing all they did
- Thanked the Measure N supporters for working so hard
- Lots of volunteers who put in lots of time
- Thinks that the only reason it did not pass is that they just couldn't read
- Will continue working on seeking funds
- Frequently go out on police ride along and recently went through two shift changes on a ride-along
- Lot of different calls for services that he had not experienced before
- One was a missing 6 year old girl – a cross up of where she and her father should meet up
- When an officer found her she was crying and she was frightened but turned to relief when she saw the police car
- Was really proud of the work they did that day
- Finally noted it was Nathaniel's last day in Ridgecrest and thanked him for what he has done

Barbara Auld

- More should be credited to the committee who worked from June to election day on Measure N
- And the Chamber of Commerce

MORGAN

- Always a sad moment when discussing the passing of a friend
- And that is what Joe Pollock was to him
- Spent many hours in Joe's office - Joe was the engine that made things go in infrastructure\
- He won't be replaced but hope we find someone who can try
- JLUS is out and comments need to be submitted now
- Have the WWT plant final report to review
- Mentioned the City Clerk is getting ready to retire

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- Have many things needing to be accomplished
- Time for those who ran for Council to put in their applications for the Planning Commission and other boards and committees
- Has maintained his status as "Mr. Third Place" and has always strived to do the very best he could
- Thanked all who voted for him and to those who did not would like to hear their views
- Believe that Mr. Holloway may be moving up in the Desert Mountain division to Tax And Revenue in the League of California Cities
- He has been nominated to serve on the Admin Services Committee and feels it is an honor to do so
- Extremely disappointed in the State of California for passing bonds that we do not have funds for
- And an Attorney General who is going around suing cities
- Thanked City Manager for the reserves we have in our budget

ADJOURNMENT

Mayor Pro Tem Morgan adjourned the meeting at 8:25 p.m.

Rita Gable, City Clerk