



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

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

**May 17, 2006
6:00 p.m.**

**Tape Recorded
Tape 06-11**

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 – 6:02

ROLL CALL

PRESENT: Vice Mayor Daniel Clark, Council Members Steven Morgan and Ronald Carter

ABSENT: Mayor Marshall Holloway and Mayor Pro Tem Richard Martin (who was on City business)

STAFF: Harvey Rose, City Manager; Keith Lemieux City Attorney; Rita Gable, City Clerk; Jim Winegardner, Deputy City Manager Administrative Services/City Treasurer; Jim McRea, Deputy City Manager, Public Services; Joe Pollock, Assistant Public Works Director; Jim Ponek, Parks and Recreation Department Director; Kurt Fowler, Police LT; and other personnel

CLOSED SESSION – 6:03 p.m.

GC54956.9 Conference with Legal Counsel – Existing Litigation – City of Ridgecrest v. Matrix Motor Co., Inc.

GC54956.9 Conference with Legal Counsel – Existing Litigation – Luis Gaurano v. Michael Stickney, et al.

GC54957 Labor Negotiations – City Negotiator Harvey Rose

GC54956.9 Anticipated Litigation - The City Council shall consider Ratification of Disbursement of Approximately \$190,000 to PARSAC.

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GC54956.8 Real Property Negotiations, Lots 18, 19, 22 of Parcel Map #10819, Ridgecrest Business Park (RBP), APN #033-070-13 – Negotiator Jim McRea

GC54956.8 Real Property Negotiations, 230 W. Ridgecrest Blvd., APN #067-140-44 – Negotiator Jim McRea

GC54956.8 Real Property Negotiations – 139 Balsam Street – City Negotiator Harvey Rose

GC54956.8 Real Property Negotiations – City property running from Ridgecrest Blvd. to Las Flores – City Negotiator Harvey Rose

Added item –

GC54956.9 Conference with Legal Counsel – Liability Claim of Terry Canterbury, Claim #06-06

Morgan Carter 3 ayes

REGULAR SESSION – 6:47 p.m.

PLEDGE OF ALLEGIANCE led by

INVOCATION – Judy Battershell, St. Michael's Episcopal Church

CITY ATTORNEY REPORT OUT OF CLOSED SESSION

In Closed Session Council received updates on the Matrix Litigation and the Gaurano v. Stickney, et al. Litigation – no action; received update regarding labor negotiations – continuing; disbursement of funds to PARSAC – on open session; Lots 18, 19, 22 of Parcel Map #10819, Ridgecrest Business Park (RBP), 230 W. Ridgecrest Blvd., 139 Balsam Street and City property running from Ridgecrest Boulevard. to Las Flores – staff given direction to continue negotiations; Liability Claim of Terry Canterbury, #06-06 was rejected.

APPROVAL OF AGENDA

Moved by Council Member Carter, Second CM Morgan TO APPROVE THE AGENDA. No public comment. Motion carried with a voice vote of 3 ayes, 2 absent; Mayor Holloway and Mayor Pro Tem Martin absent.

PROCLAMATIONS AND PRESENTATIONS

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Agenda item 1 was moved to follow item 3.

1. Proclamation – Motorcycle Awareness Month

The City Council presented a proclamation to Presidents of Stanley Austin HOGS and Matt Taggard ABATE in recognition of Motorcycle Awareness Month, May 2006.

2. Proclamation – Armed Forces Day

Council Member Morgan, on behalf of the City Council, presented a proclamation to Jim McCorkle, a Pearl Harbor Survivor, WW II veteran, Life Member of the Veterans of Foreign Wars and American Legion, in recognition of Armed Forces Day, May 20, 2006.

3. Presentation – End of Year Report from the Youth Advisory Committee

The President of the Youth Advisory Committee, Justin O'Neill, will present the Committee's year end report. A copy is in the Clerk's agenda packet.

Recessed at 7:14 p.m.: to the front of City Hall for pictures with the motorcycle groups and to reconvene in the Chambers at 7:24 p.m.

PUBLIC COMMENT – 7:25

Judy Gerard, 734 E Kendall

- Happy to be part of the biker world
- Noted the many charities that these groups support
- Often are the first to help
- June 11 will have a ride against diabetes
- Please donate to these worthy causes
- BHS attempting to raise 100K by next week

Phyllis James, 341 S Helena

- Believe there are many empty spaces around the town that could be used for skate or bike parks
- Small parks for young people that would be easy to get to

Bud Klamt, 221 N. Gold Canyon Drive

- Haven't been able to work because of back problems
- He is now representing KZIQ

Barbara Auld, 641 Mammie

- About 4 years ago Howard started an Armed Forces Day recognition program
- Vigil between here and Kerr-McGee on Friday May 19 7:30 p.m.

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- City should support because of our military community

Dale Howard, 1109 Mayo

- Concerned over real estate procedures
- Brown Act and another act that relates to them
 - Mr. Rose stated it can be done in closed session and identified in open
- Quoted Brown Act that property negotiator, the property ID and who negotiating with has to be identified

Closed at 7:34 p.m.

CONSENT CALENDAR

4. Minutes Of The Special City Council/Redevelopment Agency Meeting Of April 14, 2006 **Gable**
5. Council Expenditure Approval List (DWR) Dated April 28, 2006 In The Amount Of \$241,798 **Winegardner**
6. Agency Expenditure Approval List (DWR) Dated April 28, 2006 In The Amount Of \$3,569.61 **Winegardner**
7. Agency Expenditure Approval List (DWR) Dated May 4, 2006 In The Amount Of \$297,924.28 **Winegardner**
8. Resolution No. 06-31, A Resolution Of The Ridgecrest City Council Ratifying A Disbursement of Approximately \$190,000 to PARSAC **Winegardner**

Moved by Council Member Morgan, second Council Member Carter TO APPROVED THE CONSENT CALENDAR. No public comment. Motion carried with a voice vote of 3 ayes, 2 absent; Mayor Holloway and Mayor Pro Tem Martin absent.

ORDINANCES AND RESOLUTIONS

9. Resolution No. 06-32, A Resolution Of The Ridgecrest City Council Adopting The Schedule Of Development Impact Fees **McRea**

Matthew Alexander, Planner

- Meeting of Infrastructure and Economic Development Committees made changes to the fee schedule
- Some fees have been reduction
- Reduction to traffic impact fees

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Phyllis James, 341 S. Helena

- How are we going to handle emergencies in the future-is it addressed in resolution
- Developing Ridgecrest but are we really ready

Council Member Morgan asked Mr. Rose if he finds any concern for possible conflict of interest in this report and fee study – sees none. And being we have had meetings and meetings and studies over a period of time did we do anything different than having a City Planner and a Consultant than the Consultant working as a City Associate Planner – no. Negotiations have been taking place between the City and the community to reach the numbers and fees.

Moved by Council Member Morgan, second Council Member Carter TO ADOPT RESOLUTION NO. 06-31, A RESOLUTION OF THE RIDGECREST CITY COUNCIL ADOPTING THE SCHEDULE OF DEVELOPMENT IMPACT FEES. Public comment heard. Motion carried with a voice vote of 3 ayes; 2 absent; Mayor Holloway and Mayor Pro Tem Martin absent.

10. General Plan Amendment

Alexander

Resolution No. 06- , A Resolution of the Ridgecrest City Council Approving A General Plan Amendment For GPA 06-01 From Low Density Residential to Medium Density Residential

Power Point presentation of the location. It is a project of Taft Corp and is off Bowman Road opposite the trailer park at Forrest Knoll.

Moved by Council Member Morgan TO APPROVE – no second – not action for lack of second.

Introduction And First Reading Of An Ordinance Of The Ridgecrest City Council Amending The Zoning Map For Zone Change ZC-06-01 From R-1 To R-3 For A Proposed 258 Unit Condominium Project Located At The NE Corner Of E. Bowman And S. Sunland Street (The Southern 15 Acres Of APN 080-020-03)

Requires a motion and second

Council

- Mr. Carter wants it to stay at R1 - does not feel changes should be made to zoning
- Mr. Morgan has problem with density in the valley – wants study regarding change of zoning re noise. Feels we can place a condition if zone change is made that if not used at the changed zone within a certain length of time – say 3 years - it reverts back to original zoning –

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City Attorney Lemieux says that putting that kind of condition cannot be done.

Public comment

Dale Howard

- Believes the eastern edge of property line is about 2 1/2 miles from the AQ
- This is perfect place for high density housing
- The drainage will fit with the Bowman Channel
- This might be they way to get the bowman channel

Phyllis James

- Rides bike a lot
- Town does not need more housing
- Need to take advantage of vacant properties
- Need to go solar and wind energy
- Don't need a Super WalMart either
- Infrastructure cannot support 300 more families

George Bertrand

- No way can they tell you at what those condos will be priced
- He and Dale Howard used to own the property
- The corporation has done some nice projects in Lancaster
- Most likely will be in range of young professionals

Mr. Delarro

- What about the church that is there
- Is this being managed by a company like a homeowners association

11. Resolution No. 06-33, A Resolution of the Ridgecrest City Council Approving The Kern County Local Transportation Measure Expenditure Plan Approval Rose

Mr. Rose

- This is the Safe Roads Initiative and is the expenditure plan showing the IWV
- Plan must be reviewed and approved before it goes to the ballot in November
- Maintenance of effort means that whatever we spend now must be maintained with this funding also

Council

- Just over 10M projects noted in the plan with 4.4M for Ridgecrest to be expended over 20 years
- Ridgecrest roads reconstruction was designed specifically for residential areas

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- Believe this is something that the City should support
- Have talked to Kern Transportation
- This is restricted audited funding
- Community will decide at November election

Moved by Council Member Morgan, second Council Member Carter TO ADOPT RESOLUTION NO. 06-33, A RESOLUTION OF THE RIDGECREST CITY COUNCIL APPROVING THE KERN COUNTY LOCAL TRANSPORTATION MEASURE EXPENDITURE PLAN APPROVAL. No public comment. Motion carried with a voice vote of 3 ayes, 2 absent; Mayor Holloway and Mayor Pro Tem Martin absent.

CITY MANAGER/EXECUTIVE DIRECTOR REPORTS

- Mentioned to Council there is 135K worth of studies needing to be done to start WWT projects.
- Received the first bid today from Corolla in the amount of 90K – requires action of the Council – funds will come from the utility fund
- Will be on June 7 agenda

CITY ATTORNEY REPORTS

None

COMMITTEES, BOARDS AND COMMISSIONS

Economic Development Committee

Members: Chair Dan Clark, Chip Holloway, Mike Biddlingmeier, Howard Laire

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

Next meeting June 1

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, Jim Smith, Lois Beres

Meetings: 2nd Tuesday of the month at 4:00 p.m., Council Conference Room

Met May 8 with Economic Development Committee pertaining to development impact fees

Met May 9

- Corp Yard Master Plan
- Discuss P&R storage buildings

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- Local County transportation expenditure plan approved
Next meeting June 13

Planning and Zoning Ad Hoc

Members: Chip Holloway, Steven Morgan, Jim Smith and Matt Feemster

Meetings: *Day, time and place to be decided*

Should consider an ex-officio from the base at the first meeting

First meeting May 31 4 p.m.

City Organization Committee

Members: Chair Ron Carter, Steve Morgan

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

Next meeting June 15

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 May 25

Redevelopment Advisory Committee

Members: Chair Mike Hogan, Vice Chair *vacant*, Bob Peoples, Gary Charlton, Ron Ketcham and Nicole Guerrero. Ex-officio Members Council Members Steven Morgan and Ron Carter, Planning Commissioner Lois Beres

Meetings: 2nd Wednesday of the month at 5:00 PM, Council Conference Room

Next meeting May 20 as special with Redevelopment Agency at 1 p.m.

RACVB

Council Member Duke Martin

Council Member Steve Morgan- Alternate

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

Next meeting to be announced

OTHER COMMITTEES, BOARDS, OR COMMISSIONS

Arts Council is on hold at this time until a budget is formed

MAYOR AND COUNCIL COMMENTS

Morgan

- Appears that he has run into the stiff wind of an editorial board – but that's fine
- Challenges anyone who feels there was a true conflict of interest on the development fees issue to get a lawyer
- Honored to be at Mayor's prayer breakfast

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- Mayor's letter was given to him to read – he was set up (read last paragraph of letter)
- 32nd Assembly Seat candidate Jean Fuller May 26 dinner at Sizzler 6:30 p.m. - 13\$

Carter

- Brought 40 Developmental Assets to this community
- With the idea that if we practice these we will get to a high level
- And with our children they will reach those heights
- Teachers working with students
- Some parents are bad mouthing teachers when they can't get their way and it has to stop
- Sees students demonstrating good manners
- Have great teachers and schools and can't allow a small group of parents trying to undermine this success

Clark

- YAC Justine O'Neill gave a wonderful report
- Encouraged youth to attend
- Congratulated Cerro Coso Community College graduates
- Sheriff Candidate Steve Perez came into his class to speak with his students
- Maybe Stan Ellis and Jane Fuller will come too
- Disaster preparedness plan is so very important
- Had major power outage but we learned a lot
- We had some glitches but still worked well
- Seeing a lot of graffiti throughout the community
- If you see it happening get numbers and call police
- Need to become proactive

ADJOURNMENT

Vice Mayor Clark adjourned the meeting at 9:00 p.m.

Rita Gable, City Clerk