



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

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

**July 6, 2011
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 solely for the purpose of preparation of minutes.

CALL TO ORDER – 5:30 p.m.

ROLL CALL

PRESENT: Mayor Ronald H. Carter; Mayor Pro-Tem Marshall 'Chip' Holloway; Vice Mayor Jerry D. Taylor; Council Member Steven P. Morgan
ABSENT: Council Member Jason Patin
STAFF: Kurt Wilson, City Manager; Ricca Charlon, Recording Secretary; Keith Lemieux, City Attorney (via phone) and other personnel

APPROVAL OF AGENDA

- **Items 9 & 10 have a change to the Consultant Agreement**

Motion To Approve Agenda As Amended Was Made By Mayor Pro-Tem Holloway, Second By Council Member Morgan. Motion Carried By Voice Vote Of 4 Ayes, 0 Nays, 0 Abstain, And 1 Absent.

PUBLIC COMMENT – Closed Session - None

CLOSED SESSION – 5:30 p.m.

GC54956.8	Redevelopment Agency Real Property Negotiations – Real Property Negotiations Of 105 E. Sydnor Ave. And China Lake Technologies Economic Development Concept. APN 33-070-43. Agency Negotiators Kurt Wilson And James McRea
GC54957	Personnel Matters – Public Employee Performance Evaluation – City Manager
GC54956.9(B)	Conference With Legal Counsel, Potential Litigation – Public Disclosure Of Potential Litigant Would Prejudice The City Of Ridgecrest

REGULAR SESSION – 6:00 p.m.

- Pledge Of Allegiance
- Invocation

CITY ATTORNEY REPORT

- Closed Session
 - **Item GC54956.8** - 105 E. Sydnor Ave. - No recordable action taken – continued to a future meeting.
 - **Did not get to Item 3** – will resume tonight after regular meeting
- Other
 - **No other report**

PUBLIC COMMENT

- **Jim Rachels** – Re: Trash RFP – Why is council thinking we need to be so intimately involved with the trash business? We are not that way with any other utility agency. RFP seems to be unreasonably controlling. Lots of benefits to the City but not the public. Franchise fee 5% per code but RFP is asking for 10% fee. Feels this is a back door taxing of the public. Sept 2 contract expires and RFP is not awarded till Jan 1.... Who is going to be the interim hauler? What is the contingency plan? Is Benz going to be able to bid? Why is franchise fee doubled? What is the City going to do with the bins once the 7 years is up?
- **Barbara Auld** – Thanks everyone who campaigned against redistricting; we won the vote last night at Board of Supervisors. Decision will be on August 2nd; stay alert with State and Supervisors till this is final.

PRESENTATION

1. **Air Installation Compatible Use Zone (AICUZ) PowerPoint Presentation to Council by Naval Air Weapons Station** **Capt. Dodson**
- July 12th 6:30 p.m. public meeting @ Carriage Inn to answer questions.

CONSENT CALENDAR

2. **Approval Of A Resolution Approving The City's Appropriations Limit Of \$17,553,253 For 2011-12 (GANN Limit)** **Staheli**
3. **Approval Of A Resolution Of The Ridgecrest City Council Authorizing The Application For And Acceptance Of The United States Department Of Justice, Byrne Program Grant** **Wheeler**

4. Approval Of A Joint Resolution Of The Ridgecrest City Council And The Ridgecrest Redevelopment Agency Authorizing The City Manager To Sign A Notice Of Completion For The Photovoltaic Solar Energy Field And Authorizing The City Clerk To File The Notice Of Completion With The County Clerk For Recording And Authorizing Release Of Retained Funds In The Amount Of \$94,794.60 To Trane Inc. For The Construction Of The City's Solar Facility After Recordation Of The Notice Of Completion Bradley
5. A Resolution To Approve A Professional Services Agreement With RBF Consulting For Design Engineering Services For The Traffic Signal Project At The Intersection Of China Lake Boulevard And Upjohn Avenue And Authorize The City Manager To Execute This Agreement Speer
6. A Resolution To Approve A Professional Services Agreement With RBF Consulting For Engineering Services For The Design Of Intersection And Drainage Improvements And Traffic Signal Synchronization For China Lake Boulevard And Upjohn Avenue Intersection And Authorize The City Manager To Execute This Agreement Speer
7. Approve A Resolution Of The Ridgecrest City Council Accepting A Proposal To Manage The Solid Waste And Recycling Procurement Between The City Of Ridgecrest And HF&H Consultants, Inc. And Authorizing The City Manager To Sign The Agreement Wilson
8. Approve A Resolution Of The Ridgecrest City Council Adopting A Septic Tank Waste Dumping Fee Speer
9. Approve A Resolution Of The Ridgecrest City Council Adopting An Agreement With The Ridgecrest Area Convention And Visitors Bureau And Authorizing The City Manager To Sign The Agreement Wilson
10. Approve A Resolution Adopting An Agreement With The Ridgecrest Chamber Of Commerce And Authorizing The City Manager To Sign The Agreement Wilson
11. Approval Of A Resolution Of The Ridgecrest City Council Supporting The "Parade Of 1000 Flags" Ford
12. Approve Minutes Of The Regular City Council/Redevelopment Agency Meeting Of May 18, 2011 Ford
13. Approve Minutes Of The Regular City Council/Redevelopment Agency Meeting Of June 1, 2011 Ford

14. Approve Minutes Of The Regular City Council/Redevelopment Agency Meeting Of June 15, 2011 Ford

15. Approve Minutes Of The Regular City Council/Redevelopment Agency Meeting Of June 23, 2011 Ford

ITEMS PULLED FROM CONSENT CALENDAR:

- **#2 – Dave Mathews** – what does this mean? Ty – done yearly; reporting of certain revenues – mostly taxes – anything above this limit would be returned to tax payers. We are 10K below the limit of returning.
- **#9 Taylor** - what are the changes?
Wilson – on page 3 changes related to insurance. Removed c.1.3 and b.4
- **#10 Taylor** - what are the changes?
Wilson - Deletion of obsolete references which referred to events no longer held.

Motion To Approve Items 2, 9, & 10 (9 and 10 As Amended) Was Made By Council Member Morgan, Second By Mayor Pro-Tem Holloway. Motion Carried By Voice Vote Of 4 Ayes, 0 Nays, 0 Abstain, And 1 Absent.

- **#8 – Holloway** – Concerned with increase of fee by 1000% – what is justification?
Speer – all other comparable cities charge by the gallon. The City of R/C charges by the load. We have not had a rate increase in over 15 years.
Morgan- Increase is justifiable but unpalatable – based upon 1.8 mgd to plant – suggests we consider a stair step in increments over 3 years.
Yr 1 – 6 cents; Yr 2 – 9 cents; Yr 3 – 11 cents.
Public—**Dave Mathews**- not clear as to whether or not per load or per gallon but should be per gallon in his opinion.

Motion To Approve Item 8 As Amended with Incremental Increase Was Made By Mayor Pro-Tem Holloway, Second By Council Member Morgan. Motion Carried By Voice Vote Of 4 Ayes, 0 Nays, 0 Abstain, And 1 Absent.

DISCUSSION AND OTHER ACTION ITEMS

16. Discussion And Approval By Minute Motion Of A Request For Proposals For Consulting Agencies Regarding Branding And Other Downtown City Of Ridgecrest (Old Towne) Projects McRea

- Wants to move forward with obtaining RFP's for Branding.
- Wants permission to move forward with Sole Source purchase.
- Balsam Business Plan allocating 10K to startup in Aug 2011 with next season hopefully self sustaining.

- Minute motion asked for in regards to items 1, 9, and 10
Taylor – this is just to jump start process and get plan rolling.

Morgan – Proximity is important but why are we paying for space at 139 Balsam or the computer when we have these resources at City Hall?

Alpers - We are trying to sustain this long term and trying to develop a nonprofit without the City's involvement.

Morgan – wants more information about conversation(s) in regards that the City recommends it reconstruct its fee structure for this event. Why?

Taylor – current fee structure is very onerous and is set up for once only events. The concept of weekly events makes the fee schedule very cumbersome. Need to restructure to cater to an event being held more often.

Morgan – budget for computers, printers, etc. (\$8797.00) is approximate and seems vague. How do we come back and adjust if necessary?

Alpers – admits there are some blanks and it was difficult to put together a plan for a business that does not exist. This program can be done initially from City Hall but eventually needs to move. These amounts are markers for future costs.

Taylor – Suggests put in a marker of 'do not exceed' to help with this concern.

Morgan – re: participants costs – I assume this is a first year projection and will be modified as necessary? What was discussion like in the group on setting these amounts?

Alpers – we were looking at other organizations (specifically Tehachapi) for comparable fees. We plan to use this as a 'lure' to get them here. We need to get established and show a positive cash flow and then vendors will come with a fee imposed.

Morgan – as far as food service –what is a catering license clause?

McRea – The intent was to provide a clause for use of a certified kitchen so not to use kitchen in a home. Set in place to appease the Health Dept.

Alpers – Idea is food will bring foot traffic.

PUBLIC COMMENT

Howard Auld – Confused, are we talking about item 16 or 17?

Taylor – both over lap and confusion is understood.

Auld – re: branding – why so much emphasis? Branding should say something complementary and we are not that right now - look at downs tumble weeds, empty buildings, etc. We are a national defense support city and that is the type of brand we should be looking at in his opinion.

Jim Davis – will there be a committee to approve who can come in?

Who is going to handle health service policing to keep vendors in line?

COUNSEL COMMENT

Holloway – Thanks committee and glad to see this coming to fruition.

Carter – Thanks everyone involved. Excited about details received tonight. Thinks this is going to be a great thing for City.

Motion To Approve Item 16 Was Made By Mayor Pro-Tem Holloway, Second By Council Member Taylor. Motion Carried By Voice Vote Of 4 Ayes, 0 Nays, 0 Abstain, And 1 Absent.

17. Discussion Of Downtown Wednesday Market Event

Taylor

Taylor – This event is much more than a farmers market. We are trying to revitalize the downtown.

Morgan – (talking to Alpers) Need to address the Council early when he sees an issue when it comes to the monies requested and funds running low.

PUBLIC COMMENT

Dave Mathews – is BWM replacing or in addition to the Friday market on triangle?

Taylor – in addition to.

PUBLIC HEARINGS

18. Public Hearing For Council To Receive Comments On The Fiscal Impact Of A Golden Handshake

Wilson

PUBLIC COMMENT

Dave Mathews –Previous golden handshakes did not seem to have a public hearing so why is this one?

Wilson – State guidelines have not changed and prior Golden Handshakes were prior to him and he cannot comment on what happened then.

PUBLIC COMMENT –

Howard Auld - Re: Jim Rachels earlier comments – reading the newspaper and the 140K outlay of this RFP - we would probably spend 200k to recover 140k. This doesn't add up, what contractor would do this and go instantly into debt? Benz contract ends as of Sept 2011 and this RFP start date is Jan 2012. What are we going to do for the interim? The 10K/day penalty is very worrisome.

Lemieux – there will be an item on the next regularly scheduled Council meeting that will address these issues. There will be an interim provider that will cover this time frame.

COUNCIL COMMITTEES

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: July 13, 2011

Topics: flood control channel – Wal-Mart; right away issues on R/C Blvd.

Quality of Life

Members: Chip Holloway, Jason Patin, Craig Porter, Carter Pope
Meetings: 1st Thursday of every even month at 12:00 p.m.; Kerr-McGee Center
Next Meeting: July 20, 2011 –Special Meeting
Topics: HDL consulting; committee members ask for a copy of the report prior to the meeting.

City Organization

Members: Ron Carter, Jerry Taylor, Lois Beres, Carter Pope
Meeting: 3rd Tuesday of the month at 5:00 p.m.; Council Conference Room
Next Meeting: July 19, 2011
Topics: have not met

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: July 7, 2011 (Cancelled)
Next Meeting is scheduled for August 4, 2011
Topics: for 8/4 meeting – discussion items and or guidelines re: contractors and permitting within the City.

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 6:00 p.m., Kerr-McGee Center
Next Meeting: July 11, 2011
Topics: dark during summer

Ridgecrest Area Convention and Visitors Bureau (RACVB)

Members: Chip Holloway and Jason Patin
Meetings: 1st Wednesday of the Month, 8:00 a.m.
Next Meeting: August 3, 2011 @ Spring Hill Suites

OTHER COMMITTEES, BOARDS, OR COMMISSIONS

Holloway – conference call Tuesday morning with the Executive Board of the League of CA Cities – Board is getting everything in line to file the lawsuit in regards to the RDA. They have put together an exploratory group of lawyers to look into if we should be suing under AB89 also.

CITY MANAGER REPORT

1. Staff has confirmed report available for Chip @ QOL meeting as mentioned earlier.
2. Bit of uncertainty about RDA and we are in contact with our redevelopment counsel and we are staying within our boundaries and working within them. We are going to be coming back to City Council with a set of recommendations once we get analysis from legal counsel.
3. Regularly scheduled study session/workshop will be the second Monday due to fourth of July Holiday.
4. Regarding RFP- reminder there were two documents that went out - draft franchise agreement and the RFP. The franchise agreement is just a DRAFT and not approved by council. Ultimately once 'hired' then agreement can be modified and remember this is a draft and are not final numbers.

MAYOR AND COUNCIL COMMENTS

Taylor – re: input for trash RFP what is schedule?

Wilson - This will be part of the negotiation process. As we go through these steps council will have time to negotiate/request these items.

Taylor – when can public comment?

Wilson – City continues to accept responses. It will ultimately come back to Council.

Taylor – Public will see banners this weekend and sorry for his delay. Asking City staff for prop 84 proposal to review. Are you reviewing at QOL? If so don't need.

Holloway – Thanks RACVB and Chamber members for their positive outlook and commitment to the process(es). It is good to hear a positive word. Would like to thank acting Chief Wheeler for his help with the median clean up by several active members of our community. Median clean up from Drummond to China Lake on Downs St. is Saturday July 9th 6am and streets will be closed.

Carter – Great family experience on the Fourth of July. Would like to thank Mr. Morgan for our fireworks show and the hard work of the Lion's club.

Morgan – Would like to thank City Mgr for his work regarding the trash issues. Public please be patient as we are working through the process. Certain individuals in the community are asking questions via email and not accepting the answers, thus making the discussion impossible and he will no longer answer those persons emails. Re: Fourth of July..some get recognized and some do not. 4th of July could not happen without the team effort within the Lions club. Thank you so much to them! To the members of the community.. Once again we have raised almost the exact amount needed for show. This City is one of the most patriotic he has ever known. All are special!

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Taylor – add agenda item 'Maintenance of Medians' why is this just due to lack of part time staff?

Reconvene to closed session at 8:03pm

- No reportable action from closed session

ADJOURNMENT – 8:56p.m.



Ricca Charlton, Deputy City Clerk