CALL TO ORDER
Mayor Smyth called to order the special meeting of the City Council at 5:03 p.m.

ROLL CALL
All Councilmembers were present with the exception of Councilmembers McLean and Weste.

PUBLIC PARTICIPATION
There was none.

CLOSED SESSION
Sharon Dawson, City Clerk, advised of the need to conduct a Closed Session for the purpose of holding a:

CONFERENCE WITH LEGAL COUNSEL - Pending Litigation
Government Code Section 54956.9 (a)
Case Name: Cemex v. County of Los Angeles
U.S. District Court, Case No. CV02-747DT
Appeals Court Case No. 02-56364

CONFERENCE WITH LEGAL COUNSEL - Potential Litigation
Government Code Section 54956.9 (b) - two matters

RECESS AND RECONVENE
Mayor Smyth recessed the meeting to Closed Session at 5:04 p.m. and reconvened the meeting at 6:09 p.m.

CITY ATTORNEY ANNOUNCEMENT
Carl Newton, City Attorney, announced that no action was taken that was required to be reported.

ADJOURN
Mayor Smyth adjourned the meeting at 6:10 p.m.

CITY CLERK'S ANNOUNCEMENT
Sharon Dawson, City Clerk, announced that anyone wishing to address an item on the agenda should fill out a speaker's slip and submit it to the City Clerk before the item is announced by the Mayor.

INVOCATION
Councilmember Ferry gave the invocation.
CALL TO ORDER
Mayor Smyth called to order the regular meeting of the City Council at 6:15 p.m.

ROLL CALL
All Councilmembers were present.

FLAG SALUTE
Councilmember Ferry introduced Giselle Prejean, senior at Academy of the Canyons, who sang the National Anthem, and Jamon Haro, of Valencia Troop 316, who led the flag salute.

COUNCILMEMBER COMMENTS
Councilmember Ferry commented on a fundraiser for Safe Rides to be held Tuesday at Petie Pies, a candlelight walk to be held February 17, acknowledged the efforts of former employee Pam Matsuoka, and recognized the Youth in Government participants attending the meeting tonight.

Councilmember McLean commented on the Canyon Country followup meeting held on January 22 and requested clarification on the deadline for comments on the RFP for the trash hauler.

Jill Fosselman, Assistant to the City Manager, advised that the deadline for comments was set to allow time for staff to evaluate the comments and integrate them into the staff report coming back to the Council at the February 25 meeting.

Council consensus to accept public comments for the solid waste RFP until the Council meeting on February 25, 2003.

Mayor Smyth acknowledged receipt of a letter from the County Board of Supervisors regarding an anti-gang ordinance, requesting that cities adopt a similar ordinance; and information that the density of the Tesoro del Valle project might be increased. Staff was requested to prepare an ordinance for Council consideration and to look at the Tesoro development.

COMMITTEE REPORTS
Councilmember McLean reported on meetings of the Senior Center Committee on Aging, CAG regarding Whitaker-Bermite, and the School Coalition and Trustees.

AWARDS/RECOGNITION TO MEMBERS OF THE COMMUNITY
Mayor Smyth and Councilmembers presented a certificate to Rick Chambers for his service as a community volunteer.

PRESENTATIONS TO THE CITY
There were none.

PUBLIC PARTICIPATION
Addressing the Council at this time was Karen Pearson regarding the RFP for solid waste; Bronwen Barry regarding rampant development and preserving open space; Teresa Savaikie representing the Center for Biological Diversity regarding development, the wildlife corridor and protecting resources; Caroline Squires regarding the River Park...
development; Warren Johnson representing Historical Veterans Memorial Committee regarding the Veterans Memorial; Frank Hovore regarding oak trees; and Connie Worden-Roberts regarding oak trees and adding to the local job base.

STAFF COMMENTS
Ken Pulskamp, City Manager, acknowledged the efforts by the Council and the staff to take public comments into consideration.

EXECUTIVE MEETING
This time has been set aside for Councilmember to review the agenda and obtain any further information that may be needed.

APPROVAL OF AGENDA
Motion by McLean, second by Weste, to approve the agenda.

Hearing no objections, it was so ordered.

APPROVAL OF MINUTES
Motion by McLean, second by Ferry, to approve the minutes of the January 14, 2003 special and regular City Council meetings as submitted.

Hearing no objections, it was so ordered.

ITEM 1
CONSENT CALENDAR
READING OF ORDINANCE TITLES
Government Code Section 36934 requires that all ordinances be read in full prior to Council taking action on the ordinance. By listing the ordinance title on the Council meeting agenda, Council may determine that the title has been read. Determine that the titles to all ordinances, which appear on this public agenda, have been read and waive further reading.

ITEM 2
CONSENT CALENDAR
CITY COUNCIL SUMMER RECESS AND HOLIDAY RECESS
The City Council has previously identified periods of time during the year in which regular meetings of the Council are canceled. Declare City Council summer recess for July 22, August 5 (Study Session), and August 12. Also, declare a holiday recess for November 11 (Veteran's Day) as City Hall will be closed, and December 23, 2003.

ITEM 3
CONSENT CALENDAR
CALIFORNIA WILD HERITAGE ACT
In 2002, California Senator Barbara Boxer introduced S. 2535, the California Wild Heritage Act of 2002. Among a variety of provisions relating to federally owned lands throughout California, S. 2535 specifically identified 95,560 acres of Angeles National Forest property for inclusion in the National Wilderness Preservation System. Direct staff to work with Senator Boxer's office to track introduction of California Wild Heritage Act and return to Council for consideration of a formal position on the bill after it has been introduced in the
ITEM 4
CONSENT CALENDAR
VETERANS MEMORIAL PLAZA - PROJECT NO. P2001 - AUTHORIZATION OF CONTRACT FOR DESIGN
A public participation process has been completed for the conceptual design of the Veteran's Memorial Plaza site. Staff is recommending approval of the concept plan and authorization of a professional services contract with Campbell and Campbell Architects to proceed with design of the plaza. Approve the Veterans Memorial Plaza Concept Plan. Authorize a contract in the amount of $61,519.18 with Campbell and Campbell Architects, a California Corporation for Master Plan process and design. Authorize City Manager or designee to sign all documents. Approve a budget transfer from Account No. 7350-8110 in the amount of $6,448.00 to Project No. P2001001-8001.

COUNCIL DIRECTION: Councilmember Weste noted that the correct name for the project is the "Veterans Historical Park or Plaza".

ITEM 5
CONSENT CALENDAR
COMMUNITY SERVICES GRANT PROGRAM - PROJECT RECOMMENDATIONS FOR FISCAL YEAR 2002/2003
The City of Santa Clarita allocated $100,000 for Fiscal Year 2002/2003 Community Services Grant Program. Forty-six applications were received in the following categories: Arts, Education Programs - Environmental, Education Programs - General, Education Programs - Tolerance, and Education Programs - Traffic. Approve Community Services Grant Committee's Project Recommendation List for Fiscal Year 2002/2003 in an amount not to exceed $100,000, and direct staff to execute agreements approved for funding. Authorize City Manager or designee, to sign all documents subject to City Attorney approval.

ITEM 6
CONSENT CALENDAR
PREZONE NO. 02-004 FOR THE SOUTH SANTA CLARITA ANNEXATION AREA
Consideration of the South Santa Clarita Annexation prezone to RE (Residential Estate) designation on approximately 811 acres and RM (Residential Moderate) designation on 14 acres to allow for the South Santa Clarita Annexation and sphere of influence amendment. Adopt Resolution No. 03-15 rescinding Resolution 03-13 approving a Negative Declaration for Prezone No. 02-004 (Master Case 02-474) for the South Santa Clarita Annexation and set a new public hearing for February 25, 2003.

ITEM 7
CONSENT CALENDAR
FEDERAL ADVOCACY - TRANSIT MIXED CONCRETE
Since February 2001, the City has retained the professional services of Jamison and Sullivan for federal advocacy effort relating to the proposed Transit Mixed Concrete (TMC) mining project. Council has authorized the exploration of a potential legislative solution, and Jamison and Sullivan have held preliminary meetings with representatives of Transit Mixed Concrete to discuss whether a legislative solution might be possible. Authorize the
City Manager or designee to execute a continuation of the professional services agreement with Jamison and Sullivan, Inc. for federal advocacy services pertaining to the Transit Mixed Concrete opposition effort, for the period January 1, 2003 through March 31, 2003 in an amount not to exceed $24,500.

ITEM 8
CONSENT CALENDAR
JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CLARITA AND THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES APPROVING AND ACCEPTING NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUE RESULTING FROM THE TOWSLEY CANYON ANNEXATION (MASTER CASE NO. 89-016)
Adoption of a resolution approving and accepting the exchange of property tax revenue for the Towsley Canyon annexation. Adopt Joint Resolution No. 03-16 of Negotiated Exchange of Property Tax Revenue resulting from the proposed Towsley Canyon Annexation to the City of Santa Clarita consisting of 60.1 acres, located west of the City limits, generally west of Interstate 5, extending approximately 600 feet south of Wiley Canyon Road; extending approximately 400 feet north of Wiley Canyon Road; and extending approximately two-thirds of a mile west of the Old Road.

ITEM 9
CONSENT CALENDAR
Number not used.

ITEM 10
CONSENT CALENDAR
These capital improvement projects completed the installation of new sidewalk improvements on Wiley Canyon Road from Powell Drive to Wabuska Street; drive approach enhancements adjacent to Creekview Park; the removal and replacement of damaged sidewalk, curb and gutter; driveway approach, cross gutter, spandrel, and access ramps per ADA Title 24 regulations at various locations within the City. Accept the completion of the construction contract performed by Kalban, Inc. for Fiscal Years 2001/2002 and 2002/2003 new sidewalk construction, and Fiscal Year 2002/2003 removal and replacement of sidewalk, curb and gutter, and access ramps (Concrete Rehabilitation Program), Project Nos. M0023, M0037, M0038, T0016, T0018, and T0019; direct the City Clerk to file the Notice of Completion; direct staff to release the 10 percent retention 35 days after the Notice of Completion is recorded, provided no stop notices, as provided by law, have been filed.

ITEM 11
CONSENT CALENDAR
ANNEXATION OF TERRITORY INTO SANTA CLARITA STREETLIGHT MAINTENANCE DISTRICT NO. 1 AS ANNEXATION NO. 2003-L47, 17861 SIERRA HIGHWAY
Annexing territory for Assessor Parcel No. 2839-018-003, located at 17861 Sierra Highway,
into Santa Clarita Streetlight Maintenance District No. 1 as Annexation No. 2003-L47. Adopt Resolution No. 03-17 to initiate annexation proceedings for Annexation No. 2003-L47 into Streetlight Maintenance District No. 1; approve the Engineer's Report; declare the City's intention to annex territory; and set the public hearing for January 28, 2003.

ITEM 12
CONSENT CALENDAR
NEWHALL COMMUNITY CENTER - PROJECT NO. F2006 - AWARD CONTRACT FOR ARCHITECTURAL DESIGN SERVICES
This item is for the selection of an architectural design consultant to prepare design elements of a 4-acre site facility to accommodate expanded programming for the Newhall Community Center. Authorize General Fund transfer of $152,512.00 from Community Center Renovations Account No. F2004001-8001 to Newhall Community Center Project Account No. F2006001-8001. Authorize fund transfer of $50,000.00 from Community Center Renovations Account No. F2004104-8001 to Newhall Community Center Project Account No. F2006104-8001. Draw down from Department of Housing and Urban Development funds in the amount of $82,517.00 and appropriate to Account No. F2006104-8001. Award the architectural design services contract for the Newhall Community Center, Project No. F2006, to RRM Design Group in an amount not to exceed $330,000.00; authorize the City Manager or designee to execute all documents, subject to City Attorney approval.

ITEM 13
CONSENT CALENDAR
PURCHASE OF THREE MEDIUM DUTY TRUCKS
The City Council approved the FY 2002/2003 budget, which included the purchase of three medium duty trucks. The Invitation to Bid was published three times, given to the Chamber of Commerce, VIA and 29 suppliers on file. Four suppliers submitted responses opened by the City Clerk on January 2, 2003. Award contract to Lake Chevrolet for the purchase of three medium duty trucks for an amount not to exceed $94,746.89 from Account Nos. 1700-8615, 5230-8615 and 7211-8615. Authorize the City Manager or designee to sign all documents.

ITEM 14
CONSENT CALENDAR
CHECK REGISTER NOS. 52, 01, 02, AND 03
Approval of the check registers. Adopt Resolution No. 03-18 to approve and ratify for payment the demands presented in Check Registers Nos. 52, 01, 02, and 03.

Motion by Ferry, second by McLean, to approve the Consent Calendar.

On roll call vote:
Ayes: Ferry, McLean, Kellar, Weste, Smyth
Noes: None
Absent: None
Motion carried.
ITEM 15
PUBLIC HEARING
APPROVAL OF THE ANNEXATION OF TERRITORY AND THE LEVY OF ASSESSMENTS FOR SANTA CLARITA STREETLIGHT MAINTENANCE DISTRICT NO. 1 AS ANNEXATION NO. 2003-L47, 17861 SIERRA HIGHWAY
Mayor Smyth opened the public hearing.

Sharon Dawson, City Clerk, stated that all notices required have been provided.

Council consensus to waive staff presentation.

In report, Curtis Nay, Supervising Engineer, stated that as a condition of approval of Assessor Parcel No. 2839-018-003, located at 17861 Sierra Highway, streetlight improvements are required. The developer has agreed to install or provide funds for all necessary on-site streetlight improvements as required as a condition of the approval.

No requests to speak were submitted on this item.

Mayor Smyth closed the public hearing.

Sharon Dawson, City Clerk, announced that no protests had been received.

Motion by Ferry, second by McLean, to adopt Resolution No. 03-19 to approve the annexation of territory and the levy of assessments for Santa Clarita Streetlight Maintenance District No. 1 as Annexation No. 2003-L47.

On roll call vote:
Ayes: McLean, Kellar, Weste, Ferry, Smyth
Noes: None
Absent: None
Motion carried.

ITEM 16
UNFINISHED BUSINESS
DEVELOPMENT OF THE GATE KING INDUSTRIAL PARK PROJECT
Vince Bertoni, Planning Manager, reported that development of the Gate King Industrial Park project includes the subdivision of 584 acres into 88 lots. The City Council closed the public hearing for testimony on November 12, 2002 and requested at the conclusion of the meeting that staff addresses specific concerns of the project and provide additional information on outstanding issues. In addition, Council requested staff to facilitate two separate meetings with the Santa Monica Mountains Conservancy and an adjacent property owner, Mr. Manny Santana.

Carl Newton, City Attorney, provided clarification on the public hearing process and the Council's decision being within the scope of the EIR and matters considered at the public hearing which was closed at the November 12, 2002 meeting.

In response to inquiries from Councilmembers, Vince Bertoni, Planning Manager; Jo Powers from Rincon Consultants, preparers of the environmental impact report; Andrew Yi,
Traffic Engineer; Paul Edelman, representing the Oak Conservancy; and Mark Gates the applicant, provided additional information.

RECESS AND RECONVENE
Mayor Smyth called a recess at 7:58 p.m. and reconvened the meeting at 8:16 p.m.

Motion by Kellar, second by Ferry, to continue the item to the April 8, 2003 meeting with direction as discussed.

On roll call vote:
Ayes: Kellar, Weste, Ferry, McLean, Smyth
Noes: None
Absent: None
Motion carried.

COUNCIL DIRECTION: To include a larger wildlife corridor, land to be in public ownership, a modified super pad alternative, preserving additional oak trees and to look at the cash contribution making sure the project pencils out.

ITEM 17
NEW BUSINESS
AUTHORIZATION TO ISSUE SUBPOENAS FOR EVIDENCE OR TESTIMONY RELATED TO THE WHITTAKER-BERMITE CLEANUP PROJECT
In report, Jeff Lambert, Director of Planning and Building Services, stated that on October 1, 2002, the City Council approved a multi-pronged action plan to address a variety of issues associated with property clean-up. An item to evaluate Whittaker Corporation's historic insurance for remediation funding is included on the 14-point action plan. Legal counsel for the Whittaker Corporation has informed the City's legal counsel that they will not release their historic insurance documents for City review. One mechanism for obtaining access to these documents is to issue a subpoena requiring attendance of witnesses or production of books or other documents for evidence or testimony in any action or proceeding pending before the City Council pursuant to California Government Code 37104. The resolution authorizes the Council to issue these subpoenas, as necessary, without further action from the City Council.

No requests to speak were submitted on this item

Motion by Ferry, second by Weste, to adopt Resolution No. 03-20 authorizing the issuance of subpoenas for evidence or testimony related to the Whittaker-Bermite Clean-up project.

On roll call vote:
Ayes: Weste, Ferry, McLean, Kellar, Smyth
Noes: None
Absent: None
Motion carried.

ADJOURNMENT
Mayor Smyth adjourned the meeting at 8:37 p.m.
FUTURE MEETINGS
The City Council Study Session previously scheduled for Tuesday, February 4, 2003 at 5:30 p.m. in the Century Room, 1st floor of City Hall, 23920 Valencia Blvd., Santa Clarita, CA, has been cancelled.

The next regular meeting of the City Council will be held Tuesday, February 11, 2003 at 6:00 p.m. in the Council Chamber, 1st floor of City Hall, 23920 Valencia Blvd., Santa Clarita, CA.

ATTEST:

[Signature]
MAYOR

[Signature]
CITY CLERK