

**MINUTES OF SPECIAL MEETING
CITY OF SANTA CLARITA
CITY COUNCIL
6:00 P.M.**

**MINUTES OF REGULAR MEETING
CITY OF SANTA CLARITA
CITY COUNCIL
6:30 P.M.
FEBRUARY 28, 1995**

CALL TO ORDER

Mayor Darcy called to order the special meeting of the City Council at 6:00 p.m.

ROLL CALL

All Councilmembers were present.

PUBLIC PARTICIPATION

There was no public participation.

RECESS

At 6:00 p.m., Mayor Darcy recessed to closed session in the Orchard room.

**CITY ATTORNEY
ANNOUNCEMENT**

City Attorney, Carl Newton, announced that this closed session is for the purpose of conference with legal counsel on existing litigation under Government Code Section 54956.9 (a), - Castaic Lake Water Agency vs. City of Santa Clarita and Redevelopment Agency; Saugus Development Co. vs. City of Santa Clarita; City of Santa Clarita vs. Vista Terrace Properties, Ltd; conference with Real Property Negotiator - Potential Acquisition of Land - Government Code 54956.8(b) - two matters - 53 acres parcel located West of Interstate 5 near Calgrove owned by Mountains Conservation and Recreation Authority and 3100 acres located in the Santa Suzanna Mountains, adjacent to the Ed Davis Park owned by Chevron Corporation; conference with legal counsel on existing litigation - Government Code Section 54956.9(c) - one matter

RECESS

Mayor Darcy recessed the closed session to the regular meeting of the City Council at 6:35 p.m.

**CITY ATTORNEY
ANNOUNCEMENT**

City Attorney, Carl Newton, announced that no action was taken in closed session which was required to be reported.

EXECUTIVE SESSION

The Executive portion of the City Council meeting was called to order by Mayor Darcy at 6:35 p.m. in the Council Chambers at 23920 Valencia Boulevard, Santa Clarita, CA.

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

This session is open to the public.

**CLERK'S
ANNOUNCEMENT**

City Clerk, Donna Grindey, announced that anyone wishing to address an item on the agenda should fill out a speakers' slip and submit it to the City Clerk before the item is discussed.

PUBLIC PARTICIPATION

Addressing the Council with matters of concern was: Don P. Mullally, 10418 Gothic Ave., Granada Hills, regarding biological research. Registering written comments regarding far-northerly route was Jack Ancona, 29552 Abelia, Canyon Country.

INVOCATION

Councilmember Heidt gave the invocation.

PLEDGE OF ALLEGIANCE

Councilmember Heidt led the Pledge of Allegiance.

APPROVAL OF AGENDA

It was moved by Boyer and seconded by Smyth to approve the agenda with the exception of item 7 to be pulled for discussion and the addition of subsequent need item 16a on ridesharing which need arose after the posting of the agenda.

On roll call vote:

Ayes: Boyer, Heidt, Pederson, Smyth, Darcy

Noes: None

Absent: None

Excused: None

Motion carried.

APPROVAL OF MINUTES

It was moved by Smyth and seconded by Boyer to approve the minutes of February 14, 1995.

Hearing no objections, it was so ordered.

PRESENTATIONS

Tony Castagnola, President, Santa Clarita Velo Club, made a presented a plaque to staff and Council for continued work with Santa Clarita Velo.

Mayor Darcy presented \$158.39 in returned sales tax donated to the City by Viki Rudolph, Retired Manager, Chamber of Commerce, from her purchase of a Saturn.

**UNFINISHED BUSINESS
ITEM 1
TERMINATION OF THE
LOCAL STATE OF
EMERGENCY -
RESOLUTION NO. 95-26E -**

This item is on the agenda pursuant to Government Code Section 8630, which states the governing body shall review, at least every 14 days until such local emergency is terminated, the need for continuing the local emergency. The Federal Emergency Management Agency (FEMA) closed the incident period for the 1995 Winter Storms effective February 10, 1995. The termination marks the end of the "emergency period".

It was moved by Boyer and seconded by Pederson to adopt the termination of the local State of Emergency as stated in Resolution No. 95-26E.

On roll call vote:

Ayes: Smyth, Boyer, Heidt, Pederson, Darcy

Noes: None

Absent: None

Excused: None

Resolution 95-26E adopted.

**UNFINISHED BUSINESS
ITEM 2
THE USE OF PALM TREES
IN THE SITE LANDSCAPING
OF NEW DEVELOPMENT**

Rich Henderson, City Planner reported that this item has been put on the agenda to allow the Council to provide direction to staff on the use of palm trees in landscape plans for new development.

Addressing the Council in favor of this item were: Richard Rasak, Rodney L. Mullinax, James E. Larson, Richard Green.

Following discussion regarding policy on use of Palm trees; dates falling on cars; the need for shade in the parking lot, it was moved by Pederson to approve the planting of 13 Palm trees and direct staff to adhere to a policy that permits the use of any tree that meets the standards of beauty, grace and elegance, and add to the aesthetics of the City. There was no second to the motion.

Councilmember Boyer offered a substitute motion which was seconded by Heidt that staff should permit an appropriate display of Palm trees but that it should be open to negotiations between the developer and staff.

Councilmember Boyer then offered an amendment to his motion to direct the Arborist to return to Council with a written policy for staff to follow.

Councilmember Boyer withdrew his motion.

It was then moved by Boyer and seconded by Smyth to approve the landscape plan with 13 Palm trees.

On roll call vote:

Ayes: Boyer, Heidt, Pederson, Smyth, Darcy

Noes: None

Absent: None

Excused: None

Motion carried.

It was then moved by Pederson and seconded by Smyth to direct staff

to adhere to a policy that permits the use of any tree that meets the standards of beauty, grace, majesty, and elegance, and add to the aesthetics and balance of the City.

On roll call vote:

Ayes: Boyer, Heidt, Pederson, Smyth, Darcy

Noes: None

Absent: None

Excused: None

Motion carried.

CONSENT CALENDAR

ITEM 3

LAKEMORE DEWATERING - PROJECT NO. 96-084

The subject project involves construction on Bowlee Avenue, Lakemore Drive and Langside Avenue from Cedar creek Street to 100' east of Delight Street. Work includes the construction of 12" PVC perforated pipe to lower the high ground water level.

ITEM 4

MEDIAN MODIFICATIONS/IMPROVEMENTS - PROJECT NO. 95-027 - BID AWARD

On December 13, 1994, the City Council authorized advertisement for the subject project. The scope of this project involves the construction of sidewalks on Orchard Village Road at McBean Parkway, the extension of the left-turn pocket on Bouquet Canyon Road at Espuella Drive and the extension of the left-turn pocket and the reconstruction of the driveway on Valencia Blvd. at Citrus Street. This project also involves the installation of a median on Seco Canyon Road at Bouquet Canyon Road.

ITEM 5

EMERGENCY STREET RESTORATION WORK - SOLEDAD CANYON ROAD - LANGSIDE AVENUE/SIERRA HWY. - PROJECT NO. 95-906 (ADVERTISE)

Following the January 17, 1994 earthquake, Soledad Canyon Road from Langside Avenue to Sierra Highway experienced undue wear on the roadway due to the additional traffic. The Federal Highway Administration (FHWA) approved the advertising of this project for the restoration of this section of roadway.

ITEM 6

SIERRA HIGHWAY - NO STOPPING ZONE - RESOLUTION NO. 95-20

Preserve the existing no-stopping zone along the west side of Sierra Highway between 1,000 feet north of State Route 14 off-on ramps at Placerita Canyon Road and 100 feet south of Remsen Street. The subject no-stopping zone was established to provide three travel lanes for the southbound traffic on Sierra Highway after the January 17 earthquake. The subject no-stopping zone north of San Fernando Road is under the State's jurisdiction and south of San Fernando Road is under the City's jurisdiction.

ITEM 7

RESOLUTION NO. 95-24 UPHOLDING THE PLANNING COMMISSION'S APPROVAL OF MASTER CASE 94-072 - (APPLICANT: IN-N-OUT BURGER)

A resolution approving Master Case 94-072 (Conditional Use Permit 94-003), an appeal of the Planning Commission's approval of a conditional use permit to allow for the development of a 54,343 square foot property with an In-N-Out Restaurant.

It was moved by Boyer and seconded by Heidt to change wording on the resolution item #7 to delete the word "substantial" and to change "any modifications shall be subject to review" to "no modifications shall be made unless approved by the City".

On roll call vote:
Ayes: Boyer, Heidt, Pederson, Smyth, Darcy
Noes: None
Absent: None
Excused: None
Motion carried.

Council directed staff to do a cursory look at the traffic and if there is traffic problems then the traffic study would be warranted.

It was moved by Boyer and seconded by Pederson to amend item 33 to read that all project lighting shall be directed away from the sky and from residential uses.

Hearing no objections, it was so ordered.

It was moved by Pederson and seconded by Smyth to approve item 7 with all approved amendments.

On roll call vote:
Ayes: Heidt, Smyth, Pederson, Boyer, Darcy
Noes: None
Absent: None
Excused: None
Motion carried.

**ITEM 8
CITY COUNCIL COMMITTEES**

This item is on the agenda per the request of Mayor Darcy. The list has been amended and reviewed by the Councilmembers.

**ITEM 9
BID AWARD FOR CHUCK PONTIUS COMMUTER RAIL TRAIL BUILDING DEMOLITION,
PROJECT NO. 99-029-01**

The Parks, Recreation, and Community Services Department has completed the bidding process for Project 99-029-01, as authorized by the City Council at its December 13, 1994 meeting. Certified

Contracting Services was the lowest responsible bidder for this project and reference checks have been satisfactory.

ITEM 10

1995 WINTER STORMS EMERGENCY PROTECTIVE MEASURES - Appropriations of estimated revenues and expenditures for 1995 Winter Storms, Emergency Protective Measures, (Category A and B).

ITEM 11

TDA ARTICLE 8 FUNDS - RESOLUTION NO. 95-7

The City must apply annually for its local allocation of Transportation Development Act (TDA) Article 8 funds. Such funds may be used for street and road improvements upon meeting the City's public transportation needs.

ITEM 12

PURCHASE OF MODULAR FURNITURE FOR COMMUNITY DEVELOPMENT - On June 28, 1994 the City Council approved the creation of the Stormwater Utility and the hiring of necessary staff to carry out the program mandates. Staffing of the NPDES Section is nearly complete, however, work space to house these new additions to City staff is hard to come by. A notice of the bid for modular furniture was advertised, and bid packages were sent to three major suppliers of modular office furniture.

ITEM 13

FEDERAL LEGISLATION: S.393 AND H.R. 924

United States Senator Barbara Boxer and Representative Howard P. "Buck" McKeon have both introduced legislation to prohibit the conveyance of Angeles National Forest lands out of federal ownership for use as a solid waste landfill. The two measures are a reintroduction of similar legislation sponsored by Representative McKeon, which was not acted upon by the 103rd Congress.

ITEM 14

VIA PRINCESSA TRAFFIC ISSUES

At the regular Council meeting of February 14, 1995, staff was requested to prepare a report on Via Princessa traffic issues, such as the speed limit and the traffic signal warrant analysis for this road at May Way and also at Gregory Lane. Due to limited time, the report will be available for the next regular Council meeting of March 14, 1995.

ITEM 15

**CHECK REGISTER NO. 5 FOR THE PERIODS OF 01/20/95 TO 01/25/95 AND 02/02/95;
CHECK REGISTER NO. 6 FOR THE PERIODS OF 01/27/95 TO 02/01/95 AND 02/09/95.**

It was moved by Boyer and seconded by Smyth to approve the consent calendar with the exception of item 7.

On roll call vote:

Ayes: Heidt, Boyer, Pederson, Smyth, Darcy

Noes: None

Absent: None

Excused: None

Motion carried.

RECESS

At 7:39 p.m., Mayor Darcy called a recess.

RECONVENE

At 7:50 p.m., Mayor Darcy reconvened the meeting.

NEW BUSINESS

ITEM 16

**CANTERBURY
VILLAGE PROJECT -
FUNDING ISSUES**

Lynn Harris, Deputy City Manager, Community Development, reported that a request has been made on behalf of Southern California Presbyterian Homes (SCPH), that the City find or provide funding for the approved 64-unit senior citizens housing development at St. Stephen's Church. HUD will provide \$4,945,800.00. The estimated cost of construction exceeds this amount by \$327,686.00. Included in the HUD funding for the project is land acquisition at a cost of \$715,000.00.

Addressing the Council in favor of this item were: Ben Beckler, David Tumilty, Glo Donnelly, Connie Worden-Roberts, Laurene Weste, Margo Reid, Dr. P.J.S. McFadden, Michael G. McFadden.

Registering written comments in opposition of this item were Mark and Sherril Young.

Following discussion regarding construction cycle of 10 months; pursuing building compliances regarding earthquakes; HUD funding; amending conditions; it was moved by Pederson and seconded by Smyth to direct staff to continue with this project, to pursue all areas of additional funding, to pursue the safety factors of the building regarding new earthquake conditions, and return this item to Council with a plan to address the shortfall by March 14 or 28, 1995.

On roll call vote:

Ayes: Smyth, Heidt, Boyer, Pederson, Darcy

Noes: None

Absent: None

Excused: None

Motion carried.

**SUBSEQUENT NEED
ITEM16A
RIDESHARING**

Councilmember Heidt reported that Caltrans is considering pulling the funding from CTS and other rideshare organizations.

It was moved by Heidt and seconded by Smyth to write letters to the Governor and all appropriate people to restore that funding.

On roll call vote:
Ayes: Smyth, Heidt, Pederson, Boyer, Darcy
Noes: None
Absent: None
Excused: None
Motion carried.

STAFF COMMENTS

George Carvalho, City Manager, reported on the Spring California City Manager's meeting; attending a national meeting by the Johnson Foundation relating to youth; list of cuts being proposed by Congress; and he gave an update on paseo bridges.

COUNCIL COMMENTS

Mayor Darcy reported on the L.A. County Sanitation District public hearing on March 16, 1995, at 7:00 p.m; correspondence regarding waiving the confidential status for Cornerstone Company; HUD subsidies running out in July relating to the earthquake; and Ryder trucks on Soledad Canyon.

Councilmember Heidt commented on East Newhall rentals being brought up to standard.

RECESS

At 9:24 p.m., Mayor Darcy recessed to closed session.

CLOSED SESSION

City Attorney, Carl Newton, reported that this closed session is Conference with legal counsel - existing litigation - Government Code 54956.9(a) - three matters - Castaic Lake Water Agency vs. City of Santa Clarita & Redevelopment Agency; Saugus Development Co. vs. City of Santa Clarita and City of Santa Clarita vs. Vista Terrace Properties, Ltd. Conference with Real Property Negotiator - Potential Acquisition of Land - Government Code Section 54956.8(b) - two matters - 53 acres parcel located West of Interstate 5 near Calgrove owned by Mountains Conservation and Recreation Authority and 3100 acres located in the Santa Suzanna Mountains, adjacent to the Ed Davis Park owned by Chevron Corporation; conference with legal counsel - existing litigation - Government Code 54956.9(c) - one matter.

RECONVENE

Mayor Darcy reconvened the meeting at 10:14 p.m.

**CITY ATTORNEY
ANNOUNCEMENT**

City Attorney, Carl Newton, reported that at the conclusion of closed session regarding Saugus Development vs. City of Santa Clarita on a 5-0 vote, the City Council authorized a defense to be pursued to the petitioner for Writ of Mandate and Complaint re. Inverse Condemnation filed by the plaintiff. This case involved a request by the developers to set aside the disapproval of this project or for damages for a claimed taking of the property by reason of the City's denial of the development application.

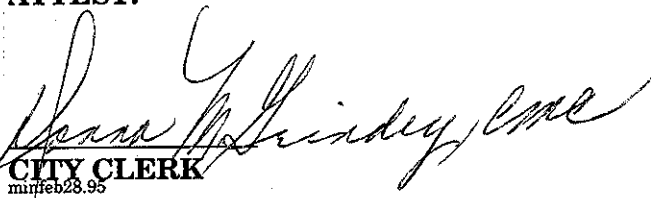
ADJOURNMENT

At 10:15 p.m. Mayor Darcy adjourned the meeting. Hearing no objections, it was so ordered.



MAYOR

ATTEST:



CITY CLERK
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