



City of Hesperia Meeting Minutes - Final City Council

City Council Chambers
9700 Seventh Ave.
Hesperia CA, 92345

Tuesday, June 6, 2023

6:30 PM

REGULAR MEETING AGENDA
HESPERIA CITY COUNCIL
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY
HESPERIA HOUSING AUTHORITY
HESPERIA COMMUNITY DEVELOPMENT COMMISSION
HESPERIA WATER DISTRICT
HESPERIA JOINT PUBLIC FINANCE AUTHORITY – SPECIAL MEETING

CLOSED SESSION - 5:30PM

Roll Call

Present:5 - Mayor Pro Tem Bird, Council Member Swanson, Council Member Gregg, Mayor Bennington, and Council Member Lee

Conference with Legal Counsel – Existing Litigation Government Code Section 54956.9(d)1

1. County of San Bernardino v City of Hesperia Case No.: CIVSB2209965

Conference with Real Property Negotiators – Property Negotiations Government Code Section – 54956.8

1. Negotiating Parties: City of Hesperia and Mega Factors, Ltd. Location: APN 0398-251-300-0000 Under Negotiation: Price and Terms

CALL TO ORDER - 6:30 PM

A. Invocation

B. Pledge of Allegiance to the Flag

C. Roll Call

Present:5 - Mayor Pro Tem Bird, Council Member Swanson, Council Member Gregg, Mayor Bennington, and Council Member Lee

D. Agenda Revisions and Announcements by City Clerk

There was a green sheet administrative change to agenda item no. 9.

E. Closed Session Reports by City Attorney

No reportable action.

ANNOUNCEMENTS/PRESENTATIONS

1. Presentation to retiring City Manager Nils Bentsen by the City Council

GENERAL PUBLIC COMMENTS (For items and matters not listed on the agenda)

Daniel Krist commented on community issues.

Bob Nelson commented on speaking limits.

Kim Jones commented on the retirement of the City Manager.

Al Vogler commented on traffic issues.

Ella Rogers commented on the retirement of the City Manager.

JOINT CONSENT CALENDAR

**A motion was made by Swanson, seconded by Bird, that the Joint Consent Calendar be approved.
The motion carried by the following vote:**

Aye: 5 - Bird, Swanson, Gregg, Bennington, and Lee

Nay: 0

1. Consideration of the Draft Minutes from the Special Meeting held Tuesday, May 16, 2023.

Recommended Action:

It is recommended that the City Council approve the Draft Minutes from the Special Meeting held Tuesday, May 16, 2023.

Sponsors: Assistant City Clerk Erin Baum

2. Warrant Run Report (City - Successor Agency - Housing Authority - Community Development Commission - Water)

Recommended Action:

It is recommended that the Council/Board ratify the warrant run and payroll report for the City, Successor Agency to the Hesperia Community Redevelopment Agency, Hesperia Housing Authority, Community Development Commission, and Water District.

Sponsors: Director of Administrative Services Casey Brooksher

3. Vehicle Procurement

Recommended Action:

It is recommended that the City Council and Board of Directors of the Hesperia Water District approve Joint Resolution No. 2023-26 and HWD No. 2023-10 authorizing a City Council Bidding Override exemption for the purchase of four (4) small sized trucks, by authorizing the City Manager to enter into an agreement with Victorville Chevrolet in the not-to-exceed amount of \$145,000 for the purchase of two (2) new 2023 Chevy Colorado small sized trucks (truck) for the Code Enforcement Program, one (1) new 2023 Chevy Colorado truck for the Streets Maintenance Program, and one (1) new 2023 Chevy Colorado truck for the Production Program.

Sponsors: Director of Public Works Jeremy McDonald

4. Award of Contract for Heating, Ventilation, and Air-Conditioning (HVAC) Preventative Maintenance and Repair Services

Recommended Action:

It is recommended that the City Council and Board of Directors of the Hesperia Water District (District) authorize the City Manager to enter into a three (3) year contract with Allison Mechanical, Inc. in a not-to-exceed amount of \$246,816 for heating, ventilation, and air-conditioning (HVAC) preventative maintenance and repair services for City and District facilities.

Sponsors: Director of Public Works Jeremy McDonald

5. Award of Contract for Emergency Road Repairs Related To 2023 Winter Storms

Recommended Action:

It is recommended that the City Council ratify the award and affirm a contract to Cooley Construction, Inc. for emergency road repairs related to storm damage in the amount of \$860,082 and authorize a 10% contingency in the amount of \$86,008 for a total not-to-exceed amount of \$946,090.

Sponsors: Director of Public Works Jeremy McDonald

6. Final Map No. 18955-4

Recommended Action:

It is recommended that the City Council adopt Resolution No. 2023-35 approving Final Map No. 18955-4 to create 57 residential lots on approximately 18.5 gross acres and accept right-of-way necessary to develop Tract 18989-1 Lot 4, Planning Area 6 of the Tapestry Specific Plan. (Applicant: Silverwood Development Phase I, LLC).

Sponsors: Administrative Analyst Bethany Hudson and Deputy Development Services Director Dani Fox

CONSENT ORDINANCES

7. Development Code Amendment DCA23-00004; Applicant: City of Hesperia; Area affected: City-wide

Recommended Action:

Place on second reading and adopt by title waiving the text of Ordinance No. 2023-08 approving Development Code Amendment DCA23-00004 modifying development standards associated with on-site

digital advertising signs.

Sponsors:

Senior Planner Ryan Leonard

A motion was made by Bennington, seconded by Bird, that this Consent Ordinance be approved. The motion carried by the following vote:

Aye: 5 - Bird, Swanson, Gregg, Bennington, and Lee

Nay: 0

PUBLIC HEARING

8. Development Code Amendment DCA23-00001 and Specific Plan Amendment SPLA23-00003; Applicant: City of Hesperia; Area affected: City-wide

Recommended Action:

It is recommended that the City Council introduce and place on first reading Ordinance No. 2023-09 approving Development Code Amendment DCA23-00001 and Specific Plan Amendment SPLA23-00003 modifying development standards associated with the establishment of new vehicle wash facilities.

Sponsors: Senior Planner Ryan Leonard

A motion was made by Gregg, seconded by Bird, that this item be approved. The motion carried by the following vote:

Aye: 5 - Bird, Swanson, Gregg, Bennington, and Lee

Nay: 0

NEW BUSINESS

9. Resolution of the City Council of the City of Hesperia and a Resolution of the Board of Directors of the Hesperia Joint Public Finance Authority, Each Authorizing the Issuance and Sale of the 2023 Refunding Lease Revenue Bonds and Related Documents and Actions

Recommended Action:

It is recommended that the City Council adopt the following resolution:

Resolution No. CC 2023-24 - Resolution of the City of Hesperia approving, authorizing and directing execution of certain financing documents and directing certain related actions in connection with the refinancing of outstanding lease payment obligations.

It is recommended that the Hesperia Joint Public Finance Authority adopt the following resolution:

Resolution No. HJPFA 2023-02 - Resolution of the Hesperia Joint Public Finance Authority approving, authorizing and directing execution of certain financing documents and directing certain related actions in connection with the refinancing of an outstanding lease obligation of the City of Hesperia

Sponsors: Director of Administrative Services Casey Brooksher

A motion was made by Gregg, seconded by Lee, that this item be approved. The motion carried by the following vote:

Aye: 5 - Bird, Swanson, Gregg, Bennington, and Lee

Nay: 0

COUNCIL COMMITTEE REPORTS AND COMMENTS

The Mayor, Mayor Pro Tem, and Council Members reported from various events and Committees.

Council Member Lee appointed Arly Arsineda to the City Council Advisory Committee.

Council Member Gregg asked staff for an item outlining an updated plan for the Animal Shelter.

CITY MANAGER/CITY ATTORNEY/STAFF REPORTS

City Attorney Pam Lee and City Manager Nils Bentsen commented on the evening's presentation.

ADJOURNMENT

The meeting was adjourned with a prayer for retiring City Manager Nils Bentsen at 7:58

A handwritten signature in blue ink, appearing to read 'Erin Baum', written over a horizontal line.

Erin Baum,
Assistant City Clerk