



# City of Hesperia Meeting Minutes - Draft City Council

City Council Chambers  
9700 Seventh Ave.  
Hesperia CA, 92345

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Tuesday, August 20, 2024

6:30 PM

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**REGULAR MEETING AGENDA  
HESPERIA CITY COUNCIL  
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY  
HESPERIA HOUSING AUTHORITY  
HESPERIA COMMUNITY DEVELOPMENT COMMISSION  
HESPERIA FIRE PROTECTION DISTRICT  
HESPERIA WATER DISTRICT  
HESPERIA PUBLIC FINANCING AUTHORITY - ANNUAL MEETING  
HESPERIA PUBLIC FACILITIES CORPORATION - ANNUAL MEETING**

## **CLOSED SESSION - 5:00 PM**

### **Roll Call**

**Present:** 4 - Mayor Bird, Mayor Pro Tem Swanson, Council Member Bennington  
and Council Member Lee  
**Absent:** 1 - Council Member Gregg

### Conference with Legal Counsel - Potential Litigation: Government Code Section 54956.9(d)2

1. One (1) Case

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

1. *Apex HM, LLC et al. v. City of Hesperia, et al. (San Bernardino County Superior Court Case No. CIVBS 2208845)*

### Personnel Matters - Performance Evaluations - Government Code Section 54957

1. Annual Performance Evaluation - City Attorney
2. Annual Performance Evaluation - City Manager

## **CALL TO ORDER - 6:30 PM**

**A. Invocation**

**B. Pledge of Allegiance to the Flag**

**C. Roll Call**

**Present:** 4 - Mayor Bird, Mayor Pro Tem Swanson, Council Member Bennington  
and Council Member Lee

**Absent:** 1 - Council Member Gregg

**D. Agenda Revisions and Announcements by City Clerk**

**E. Closed Session Reports by City Attorney**

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

*The following members of the public commented via voice mail message;*

*Jebediah Wheeler  
Cheryl  
Larry Scott  
Bob Nelson*

*The following members of the public commented in person;*

*Al Vogler  
Ruby Armenta  
Robert Davie  
Victor Muniz  
Gina Whelan  
Stephanie James*

**JOINT CONSENT CALENDAR**

*Item number 6 was considered independent of the Joint Consent Calendar*

**A motion was made by Bennington, seconded by Swanson, that the Joint Consent Calendar minus item number 8, be approved. The motion carried by the following vote:**

**Aye:** 4 - Bird, Swanson, Bennington, and Lee

**Nay:** 0

**Absent:** 1 - Gregg

1. Consideration of the Draft Minutes from the Special Meeting held Tuesday, August 6, 2024.

**Recommended Action:**

It is recommended that the City Council approve the Draft Minutes from the Special Meeting held Tuesday, August 6, 2024.

**Sponsors:** Assistant City Clerk Erin Baum

2. **HESPERIA PUBLIC FACILITIES CORPORATION AND HESPERIA PUBLIC FINANCING AUTHORITY ANNUAL MEETING ITEM** Consideration of the Draft Minutes from the Corporation and Authority Annual

Meetings held August 15, 2023.

**Recommended Action:**

It is recommended that the Board of Directors approve the Draft Minutes of the Corporation and Authority Annual Meetings held August 15, 2023.

**Sponsors:** Assistant City Clerk Erin Baum

3. 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:** Assistant City Manager Casey Brooksher

4. Land Management System Maintenance and Licensing Contract Authority

**Recommended Action:**

It is recommended that the City Council authorize the City Manager to approve a contract amendment in the amount of \$51,924 with CentralSquare, for a total not-to-exceed amount of \$282,271, to provide an additional year of licensing support and maintenance of the City's current land management system (Trakit).

**Sponsors:** Assistant City Manager Casey Brooksher

5. Agreement with Paymentus Corporation

**Recommended Action:**

It is recommended that the City Council and Board Members of the Hesperia Water District (District) authorize the City Manager to enter into a three (3) year agreement with Paymentus Corporation (Paymentus) in an amount not-to-exceed \$817,425 for Interactive Voice Response (IVR) with Online Bill Payment, Presentment Services, and Print and Mailing Services for Water/Sewer utility bills.

**Sponsors:** Assistant City Manager Casey Brooksher

*Item number 6 was considered independent of the Joint Consent Calendar*

6. Parcel Map No. 20627

**Recommended Action:**

It is recommended that the City Council adopt Resolution No. 2024-39 approving Parcel Map No. 20627 to create a second parcel from approximately 5.72 acres of land within the Neighborhood Commercial (NC) zone of the Main Street and Freeway Corridor Specific Plan located at 16968 Main Street (Applicant: Midtown Square, LLC; APN: 0410-142-61).

**Sponsors:** Administrative Analyst Dena Alcayaga

**A motion was made by Bennington, seconded by Lee, that item number 6 be approved. The**

**motion carried by the following vote:**

**Aye:** 4 - Bird, Swanson, Bennington, and Lee

**Nay:** 0

**Absent:** 1 - Gregg

**7. Acceptance of San Bernardino County American Rescue Plan Act (ARPA) Grant Funds**

**Recommended Action:**

It is recommended that the City Council authorize and adopt Resolution No. 2024-040 and 2024-041, authorizing the acceptance of San Bernardino County ARPA grant funds of \$750,000 for the Ranchero Road Corridor Project, and \$625,000 for Traffic Signal Construction at the intersection of Seventh Avenue and Sequoia Street, respectively.

**Sponsors:** Director of Public Works/City Engineer Cassandra Sanchez

**8. Baker Tilly Contract Amendment**

**Recommended Action:**

It is recommended that the City Council authorize the City Manager to approve an amendment to the existing contract with Baker Tilly for an additional \$6,700, for a revised not-to-exceed contract amount of \$56,200 to develop the citywide strategic plan.

**Sponsors:** Assistant to the City Manager Tammy Pelayes

**CONSENT ORDINANCES**

**9. Electric Vehicle Charging Stations**

**Recommended Action:**

Place on second reading and adopt by title waiving the text of Ordinance No. 2024-07 adding Chapter 15.04.060 to the City's Municipal Code, setting forth an expedited and streamlined permitting process for electric vehicle charging stations.

**Sponsors:** Director of Development Services Nathan Freeman

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

**Aye:** 4 - Bird, Swanson, Bennington, and Lee

**Nay:** 0

**Absent:** 1 - Gregg

**PUBLIC HEARING**

**10. Specific Plan Amendment SPLA24-00003; Applicant: City of Hesperia; Location: Regional Commercial (RC) zoned properties along the I-15 Freeway Corridor, Main Street, and Highway 395**

**Recommended Action:**

The Planning Commission recommends that the City Council introduce and place on first reading Ordinance No. 2024-08 approving Specific Plan Amendment SPLA24-00003 to increase the Floor Area Ratio (FAR) within the Regional Commercial (RC) zone of the Main Street and Freeway Corridor Specific Plan from 0.23 to 0.35.

**Sponsors:** Senior Planner Edgar Gonzalez

*Tom Steeno commented on this item.*

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

**Aye:** 4 - Bird, Swanson, Bennington, and Lee

**Nay:** 0

**Absent:** 1 - Gregg

**11. Urgency Ordinance-Wooden Pallet Yards Moratorium**

**Recommended Action:**

It is recommended that the City Council waive further reading and adopt Urgency Ordinance 2024-10, pursuant to California Government Code Section 65858, establishing a forty-five (45) day moratorium on the establishment or expansion of wooden pallet yards, pending study and adoption of regulatory and zoning standards.

**Sponsors:** Principal Planner Ryan Leonard

*The following members of the public commented;*

*Robert Davie*

*Kristn Guidry*

*Tom Steeno*

*Susan Garcia*

*Manufacturing Green Products*

*Erik Meza*

*David Macias*

**A motion was made by Swanson, seconded by Bennington, that this item be approved. The motion carried by the following vote:**

**Aye:** 4 - Bird, Swanson, Bennington, and Lee

**Nay:** 0

**Absent:** 1 - Gregg

**NEW BUSINESS**

**12. Contract Amendment with Donovan Bros**

**Recommended Action:**

It is recommended that the City Council authorize a five-year amendment to the agreement with Donovan Bros. Golf LLC (Donovan Bros.) for \$1,985,800 for a total not-to-exceed amount of \$4,323,846 for the

continued operation, management, and maintenance of the Hesperia Golf Course & Country Club (Golf Course) through September 17, 2029.

**Sponsors:** Assistant City Manager Casey Brooksher

*Al Vogler commented.*

**A motion was made by Bennington, seconded by Swanson, that this item be approved. The motion carried by the following vote:**

**Aye:** 4 - Bird, Swanson, Bennington, and Lee

**Nay:** 0

**Absent:** 1 - Gregg

### **COUNCIL COMMITTEE REPORTS AND COMMENTS**

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

### **CITY MANAGER/CITY ATTORNEY/STAFF REPORTS**

*The City Manager advised that San Bernardino County Fire is involved in conditioning every City project during the entitlement process.*

### **ADJOURNMENT**

*Adjourned in honor of Carolyn Lee's passing and the birthdays of Sargeant Dorine Pavey and Mayor Bird's grandson Nolan at 8:47 pm.*

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*Erin Baum,  
Assistant City Clerk*