



City of Hesperia

Meeting Minutes - Draft

City Council

City Council Chambers
9700 Seventh Ave.
Hesperia CA, 92345

Tuesday, September 3, 2019

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**

NO CLOSED SESSION

CALL TO ORDER - 6:30 PM

- A. Invocation by Jeremy Balleweg Victor Valley Christian Church
- B. Pledge of Allegiance to the Flag
- C. Roll Call

Present: 5 - Mayor Bird, Mayor Pro Tem William J. Holland, Council Member Brosowski, Council Member Gregg and Council Member Swanson

- D. Agenda Revisions and Announcements by City Clerk - None
- E. Closed Session Reports by City Attorney - None

ANNOUNCEMENTS/PRESENTATIONS

1. Community Events Calendar - 2019 Hesperia Days Celebration September 21-22. The parade is Saturday morning at 9am between E and I Avenues; September is National Emergency Preparedness Month; The City is updating its CDBG five-year Consolidated Plan and is asking the community for their input on projects they would like to see included. Community meetings have been scheduled at the Police Station on 9/21 10:00AM to 12:00PM and at the Hesperia Library on 9/25 from 10:00AM to 1:00PM and from 6:00PM to 8:00PM.

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

Daniel Krist commented on various community issues. Et Snell commented on various community issues. Donna Zanzi commented on her neighborhood. Bob Nelson commented on the Tapestry project and fires. Phylcia Pans was called and did not appear. Jennifer Maldonado commented on president Barack Obama. Sofia (no last name given) commented on politics and City elections. Bob Theiss commented on his neighborhood. Larry Nava commented on recall efforts.

JOINT CONSENT CALENDAR

Sheppard Blumenthal commented on item no. 4.

A motion was made by Holland, seconded by Gregg, that the Consent Calendar be approved. The motion carried by the following vote:

Aye: 5 - Bird, Holland, Brosowske, Gregg and Swanson

Nay: 0

1. Consideration of the Draft Minutes of the Regular Meeting held August 20, 2019

Recommended Action:

It is recommended that the City Council approve the Draft Minutes from the Regular Meeting held August 20, 2019.

Sponsors: City Clerk Melinda Sayre

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 Finance Casey Brooksher

3. Accept Hesperia Animal Control Facility Remodel Project (CO 6526)

Recommended Action:

It is recommended that the City Council accept the Hesperia Animal Control Facility Remodel Project completed by Abboud Diamond Construction, Inc. (Construction Order No. 6526); authorize staff to record a "Notice of Completion;" and release all withheld retention after 35 days from the date of recordation.

Sponsors: Assistant City Manager Michael Blay

4. Landscape Maintenance and Repair Service

Recommended Action:

It is recommended that the Mayor and Council Members authorize the City Manager to execute a modification to an existing agreement 2017-18-019 to increase the contract authority by \$50,000. The total authority required to fully execute the three (3) year Professional Services Agreement with Lasting Images Landscape Inc. to provide maintenance, irrigation repair and plant replacement shall not exceed the amount of \$255,404.

Sponsors: Assistant City Manager Michael Blay

5. Amend Fiscal Year 2019-20 Capital Improvement Program Budget for C.O. No. 7149 FY 2018-19 Street Improvement Project

Recommended Action:

It is recommended that the City Council adopt Resolution No. 2019-048 amending the Fiscal Year (FY) 2019-20 adopted Capital Improvement Program (CIP) Budget by appropriating \$590,341 of unused project funds from FY 2018-19 to Fund 209 for FY 2019-20.

Sponsors: Assistant City Manager Michael Blay

CONSENT ORDINANCES

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

Aye: 5 - Bird, Holland, Brosowske, Gregg and Swanson

Nay: 0

6. Adoption of Ordinance No. 2019-09 related to the formation of a local and housing appeals board

Recommended Action:

Place on second reading and adopt by title waiving the text of Ordinance No. 2019-09 repealing Ordinance 2018-05 and modifying Title 1 of the Hesperia Municipal Code related to the Local Appeals Board and Housing Appeals Board.

Sponsors: Assistant City Manager Michael Blay and Administrative Analyst Tina Bulgarelli

NEW BUSINESS

7. Appointment of Special Counsel to Investigate Residency

Recommended Action:

It is recommended that the City Council consider the issues and provide direction to staff and the City Attorney as deemed appropriate.

Sponsors: City Attorney Eric Dunn

The following individuals commented on item 7:

James Denny, Christopher Dustin, Guadalupe P. Leyva, Brigit Bennington, Bill Jensen, Larry Nava, Liam Jensen, Jeremiah Brosowske, Dino Defazio, Et Snell, Vanessa Barrios, Kelly Gregg, Ella Rogers, Al Vogler, Daniel Krist.

A motion was made by Gregg, seconded by Holland, to appoint special counsel to investigate the residency of Council Member Brosowske. The motion carried by the following vote:

Aye: 3 - Bird, Holland and Gregg

Nay: 2 - Brosowske and Swanson

8. Council Member Residency, Quo Warranto, and Vacating an Office

Recommended Action:

It is recommended that the City Council consider the issues and take action or no action as deemed appropriate.

Sponsors: City Attorney Eric Dunn

Dino Defazio, ET Snell, James Denny, Chad Morgan, Bill Jensen, Liam Jensen, Ella Rogers, Kelly Gregg, Christopher Dustin, Daniel Krist, Robert Fitzpatrick,

A motion was made by Holland, seconded by Gregg, to vacate the seat held by Council Member Brosowske. The motion carried by the following vote:

Aye: 3 - Bird, Holland and Gregg

Nay: 2 - Brosowske and Swanson

Meeting went into recess at 9:32 pm and reconvened at 9:37 pm.

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

Liam Jensen commented on meeting proceedings.

COUNCIL COMMITTEE REPORTS AND COMMENTS

Council Member Swanson commented on meeting proceedings, Animal Control grant received for feral cats, upcoming Kaiser ground breaking and Hesperia Days Parade, and the passing of longtime resident Bob Rogers.

Council Member Gregg commented on meeting proceedings, veteran's memorial event and Hesperia Days Parade.

Mayor Pro Tem Holland commented on meeting proceedings, attendance at AQMD meeting, and the passing of Bob Rogers, and requested that an item be agendaized to discuss filling the vacated seat of Council Member Brosowske.

Mayor Bird commented on meeting proceedings.

CITY MANAGER/CITY ATTORNEY/STAFF REPORTS

The City Attorney commented on the next steps for filling the vacated seat of Council Member Brosowske.

ADJOURNMENT

In memory of Bob Rogers and Eric Schmidt's fathers at 9:57 p.m.

*Melinda Sayre,
City Clerk*