



City of Hesperia

Meeting Minutes - Draft

City Council

City Council Chambers
9700 Seventh Ave.
Hesperia CA, 92345
www.cityofhesperia.us

Tuesday, July 21, 2020

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
July 21, 2020, 6:30 PM
9700 7th Avenue, Council Chambers, Hesperia, CA 92345**

Pursuant to State recommendations, the meeting was closed to the public due to COVID-19 (Coronavirus). Public Comment on agenda items and General Public Comment was taken remotely.

CLOSED SESSION - 5:30 PM

Roll Call

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

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

1. Three (3) cases

CALL TO ORDER - 6:30 PM

A. Invocation by Mayor Bird

B. Pledge of Allegiance to the Flag

C. Roll Call

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

D. Agenda Revisions and Announcements by City Clerk – None

E. Closed Session Reports by City Attorney – An urgency item was voted unanimously by council to add to agenda as a potential litigation item. No reportable action was taken.

ANNOUNCEMENTS/PRESENTATIONS

1. Update on the City's Emergency Response related to the Coronavirus Disease by Rachel Molina, Deputy City Manager

JOINT CONSENT CALENDAR

A motion was made by Bennington, seconded by Gregg, that the Consent Calendar items 1-8 and 10-12 be approved. The motion carried by the following vote:

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

Nay: 0

1. Consideration of the Draft Minutes from the Regular Meeting held Tuesday, June 16, 2020

Recommended Action:

It is recommended that the City Council approve the Draft Minutes from the Regular Meeting held Tuesday, June 16, 2020.

Sponsors: Director of Government Services/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 Hesperia Water District.

Sponsors: Director of Finance Casey Brooksher

3. Treasurer's Cash Report for the unaudited period ended May 31, 2020

Recommended Action:

It is recommended that the Council/Board accept the Treasurer's Cash 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

4. Amend Contract for Construction of Bear Valley Road Manhole Repairs and Approve and Accept Project

Recommended Action:

It is recommended that the City Council authorize the City Manager to amend the existing contract with CHI Construction for an additional amount of \$2,916 for a total not-to-exceed contract amount of \$57,366; accept the work constructed under Bear Valley Road Manhole Repair (C.O. No. 9022); authorize staff to record a "Notice of Completion" and release all withheld retention amounts after 35 calendar days from the date of recordation; and approve additional project costs of \$1,400 for engineering and advertising costs, for a total project cost of \$58,766.

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

5. Upgrade of Automated License Plate Reader/Radar (ALPR) Trailers

Recommended Action:

It is recommended that the City Council authorize the City Manager to execute a purchase agreement with

Vigilant Solutions to upgrade the four (4) Automated License Plate Reader/Radar (ALPR) trailers, in a not-to-exceed amount of \$59,281.

Sponsors: Director of Finance Casey Brooksher and Captain Mike Browne

6. Heating, Ventilation and Air Conditioning (HVAC) Preventative Maintenance and Repair Services

Recommended Action:

It is recommended that the City Council and the Board of Directors of the Hesperia Water District authorize the City Manager to enter into a three (3) year agreement to the lowest responsive/responsible bidder, Allison Mechanical Inc. for maintenance services in the amount of \$69,435 and \$80,565 for repairs and upgrades, for a total not-to-exceed contract amount of \$150,000 to provide Heating, Ventilation and Air Conditioning (HVAC) preventative maintenance and repair services for City and Water District facilities.

Sponsors: Assistant City Manager Michael Blay

7. Increase Fiscal Year (FY) 2019-20 Purchase Order with Blue Diamond Materials and Execute a Purchase Order for FY 2020-21

Recommended Action:

It is recommended that the City Council and the Board of Directors of the Hesperia Water District, authorize the City Manager to execute a change purchase order with Blue Diamond Materials, operating from their Victorville plant, for asphalt materials necessary to repair the City streets in the not-to-exceed amount of \$56,349 for FY 2019-20; and to execute a purchase order in the amount of \$65,000 for FY 2020-21.

Sponsors: Public Works Manager Mark Faherty

Cindy Hodson commented on item 7.

8. Ranchero Sewer Lift Station Resolution No. 2020-50 and HWD 2020-18, A Joint Resolution of the City Council of the City of Hesperia, California and the Board of Directors of the Hesperia Water District Regarding the Acquisition of a Portion of the Property known as Assessor's Parcel No. 3039-431-01

Recommended Action:

It is recommended that the City Council adopt the Resolution of Necessity entitled: A joint resolution of the City Council of the City of Hesperia, California, and the Board of Directors of the Hesperia Water District regarding the acquisition of a portion of the property known as Assessor's Parcel No. 3039-431-01.

Sponsors: Economic Development Manager Rod Yahnke

9. Consideration of Annual Update of the City Council Procedures Manual

Recommended Action:

It is recommended that the City Council review the draft 2020 City Council Procedures Manual update and provide direction to staff.

Sponsors: Director of Government Services/City Clerk Melinda Sayre

Item 9 was pulled by Council Member Bennington for discussion.

A motion was made by Bennington, seconded by Holland, that this item be approved as amended.

The motion carried by the following vote:

Aye: 4 - Bird, Gregg, Bennington and Holland

Nay: 1 - Swanson

10. Special Assessment of Enforcement and Abatement Costs

Recommended Action:

It is recommended that the City Council approve Resolution No. 2020-20, confirming parcels of land upon which unpaid fees for services, and enforcement and abatement costs remain, and Resolution No. 2020-21, requesting that San Bernardino County place the unpaid fees for services, and enforcement and abatement costs on the property tax rolls.

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

11. Award Professional Services Agreements for On-Call Geotechnical Engineering Services

Recommended Action:

It is recommended that the City Council and Board of Directors of the Hesperia Water District approve the award of four Professional Services Agreements (PSAs) to Geocon West, Inc, Converse Consultants, RMA Group, and Terracon Consultants, Inc. for on-call geotechnical engineering services, in the not-to-exceed amount of \$300,000 each, for a term of three (3) years.

Sponsors: Assistant City Manager Michael Blay

12. GovQA Contract Amendment

Recommended Action:

It is recommended that the City Council authorize the City Manager to approve an amendment to the existing contract with GovQA for a three-year period, an additional \$40,000 for a revised not-to-exceed contract amount of \$90,000 for the City's electronic public records request and claims software program.

Sponsors: Director of Government Services/City Clerk Melinda Sayre

PUBLIC HEARING

13. Local Guidelines to include Vehicle Miles Traveled Thresholds for California Environmental Quality Act Compliance

Recommended Action:

It is recommended that the City Council adopt a resolution approving local guidelines to include Vehicle Miles Traveled (VMT) thresholds for California Environmental Quality Act (CEQA) compliance processing consistent with Senate Bill (SB) 743.

Sponsors: Assistant City Manager Michael Blay

The public hearing was opened. There being no comment the public hearing was closed.

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

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

Nay: 0

NEW BUSINESS

14. Resolution for a Unified Community

Recommended Action:

It is recommended that the City Council adopt Resolution 2020-51, reaffirming the City's commitment to a unified community by denouncing racism, intolerance and celebrating diversity.

Sponsors: Director of Government Services/City Clerk Melinda Sayre

The following individuals commented on item 14:

Bob Nelson, The Inland Empire Citizens Action Committee, Kimberly Jenkins

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

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

Nay: 0

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

Bob Nelson commented on free speech at public meetings.

COUNCIL COMMITTEE REPORTS AND COMMENTS

Council Member Swanson commented on attendance at Hesperia Park District Special Meeting and welcomed new general manager, attendance at the Transportation Authority meeting, a day spent with Code Enforcement and Sheriffs Dispatch office tour.

Council Member Bennington commented on attendance at Tri-Agency meeting, attendance at a live MDAQMD meeting and a meeting via zoom with Desert Mountain League Division, welcomed new general manager for Hesperia Park District, addressed concerns with Council Member comments revealing closed session items in public, and thanked staff for their hard work and support.

Council Member Holland commented on voting on items presented to council, thanked Council Member Bennington for attending the MDAQMD meeting, addressed issues with the County Weed Abatement program and illegal fireworks, concerns on closed session items being revealed in public and former Council Member Brosowske.

Mayor Pro Tem Gregg commented on welcoming new general manager for the Hesperia Recreation and Park District, thanked City staff for their hard work, asked the Mayor what the repercussions were for breaking the code of conduct, and did not attend any committee meetings for the month of July.

Mayor Bird commented on City Council Procedures Manual and addressed Mayor Pro Tem Gregg's question, attendance at VVTA and VVWRA updates, heartfelt apology to Hesperia Businesses and community, and illegal fireworks.

CITY MANAGER/CITY ATTORNEY/STAFF REPORTS

The City Manager announced that National Night Out was cancelled due to Covid-19.

ADJOURNMENT

Adjourned at 8:25 p.m. in honor of an Oak Hills High School student and Dr. Breada Leach passing away.

*Jessica Heredia,
Deputy City Clerk*