



City of Hesperia

Meeting Minutes - Draft

City Council

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

Tuesday, September 15, 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
HESPERIA PUBLIC FINANCING AUTHORITY - SPECIAL MEETING
September 15, 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. Two (2) 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 – A green sheet revision for item number 8 was provided to the Council.

E. Closed Session Reports by City Attorney – No reportable action taken

ANNOUNCEMENTS/PRESENTATIONS

1. Recognition of John Kasbon of Kazz Molds, Inc. for mask holder donations to all hospitals in the area by the City Council
2. Presentation to the City Council by San Bernardino County Fire Deputy Chief Washington and Assistant Division Chief Corbin on the status of County Fire

Meeting went into recess and reconvened.

JOINT CONSENT CALENDAR

A motion was made by Holland, seconded by Gregg, that the Consent Calendar 1-8 and 10 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, September 1, 2020.

Recommended Action:

It is recommended that the City Council approve the Draft Minutes from the Regular Meeting held Tuesday, September 1, 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 June 30, 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. Treasurer's Cash Report for the unaudited period ended July 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

5. Warehouse Commodity - Hydrant, Brass, and Pipe Materials

Recommended Action:

It is recommended that the Board of Directors of the Hesperia Water District (HWD) authorize the City Manager to approve an annual contract for Fiscal Year (FY) 2020-21 to purchase hydrant, brass, and pipe material parts for replacement and repairs in the not-to-exceed amount of \$150,000.

Sponsors: Public Works Manager Mark Faherty

6. Increase to Contract - Blue Diamond Materials

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, for asphalt materials necessary to repair the City streets in the not-to-exceed amount of \$100,000.

Sponsors: Public Works Manager Mark Faherty

7. Engineering Services Contract Amendment with TKE Engineering

Recommended Action:

It is recommended that the City Council and Board of Directors of the Hesperia Water District (HWD) authorize the City Manager to extend the TKE Engineering contract for an additional year through September 30, 2021.

Sponsors: Assistant City Manager Michael Blay

8. Parcel Map No. 20159

Recommended Action:

It is recommended that the City Council adopt Resolution No. 2020-062 approving Parcel Map No. 20159 to create three parcels and a remainder for financing purposes from approximately 226 acres within the CIBP zone of the Main Street and Freeway Corridor Specific Plan located on the west side of Caliente Road, north of and adjacent to the railroad tracks, approximately 900 feet south of the Joshua Street intersection (Applicant: Covington Investments, LLC; APN: 3039-311-03,4,5,6; 3039-341-01,2,5,6,7; 3039-431-02,4; 3039-351-08).

Sponsors: Assistant City Manager Michael Blay

9. Community Benefit Agreement, Covington Group, Inc

Recommended Action:

It is recommended that City Council of the City of Hesperia, California authorize the City Manager to execute a Community Benefit Agreement (Agreement) by and between Covington Group, Inc. (Developer) and the City of Hesperia (City), and make minor non-substantive amendments as necessary to consummate the Agreement.

Sponsors: Economic Development Manager Rod Yahnke and City Attorney Eric Dunn

Item 9 was pulled for discussion by the Council. Bob Nelson commented on item 9 and 14.

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

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

Nay: 0

10. Rescind Award of Contract, Terminate Agreement, Reject all Bids, and Re-bid Maple Avenue Sewer Line Replacement (C.O. 9018)

Recommended Action:

It is recommended that the City Council and Board of Directors of the Hesperia Water District (HWD) authorize the City Manager to rescind the award of contract, terminate agreement for the Maple Avenue Sewer Line Replacement Construction Order (C.O.) No. 9018 project to the lowest responsive/responsible bidder, Weka, Inc., reject all bids received, and direct staff to re-bid the project.

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

PUBLIC HEARING

11. PY 2019-2020 Community Development Block Grant (CDBG), Consolidated Annual Performance and Evaluation Report (CAPER)

Recommended Action:

It is recommended that the City Council conduct a public hearing and upon accepting public testimony: 1) Approve the Program Year 2019-2020 Consolidated Annual Performance Evaluation Report ("CAPER"); and 2) Authorize the City Manager or his designee to submit the Program Year 2019-2020 CAPER to the U.S. Department of Housing and Urban Development ("HUD"), along with any public testimony and changes thereto as directed by the City Council.

Sponsors: Economic Development Manager Rod Yahnke

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

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

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

Nay: 0

NEW BUSINESS

12. To Approve an Internal Loan within the Hesperia Water District and the Redemption of the 1998A Variable Rate Lease Revenue Refunding Bonds

Recommended Action:

It is recommended that the Hesperia Water District (Water District) Board of Directors approve Resolution No. HWD 2020-09 authorizing an internal loan of \$1,100,000 from the Sewer Operating Fund 710 to the Water Operating Fund 700 the proceeds of which are to be used for the early retirement of the Hesperia Public Financing Authority (HPFA) 1998A Variable Rate Lease Revenue Refunding Bonds; and adopt Resolution No. HWD 2020-23 and Resolution No. HPFA 2020-01, approving and authorizing the execution of irrevocable refunding instructions relating to the HPFA Variable Rate Lease Revenue Refunding Bonds (Water and Administration Facilities Acquisition Project) Taxable Series 1998A and authorizing related official actions.

Sponsors: Director of Finance Casey Brooksher

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

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

Nay: 0

13. CDBG COVID-19 Funds

Recommended Action:

It is recommended that the City Council provide direction to staff after discussion of options for utilization of \$601,000 of CDBG-CV funds allocated to the City from Housing and Urban Development (HUD).

Sponsors: Economic Development Manager Rod Yahnke

No action was taken on this item. Report received and City Council provided direction to staff.

14. Vehicle Purchase In Support of Social Distancing Practices for Essential Employees

Recommended Action:

It is recommended that the City Council and Board of Directors for the Hesperia Water District (HWD) authorize the City Manager to approve Joint Resolution No. 2020-64 and HWD 2020-24 to dispense the bidding requirements for the purchase of vehicles and authorize the City Manager to execute two contracts to purchase a total of six vehicles in the not-to-exceed amount of \$284,000.

1.The first contract will be to Mark Christopher Fleet & Commercial for a total of five vehicles not to exceed \$226,000.

2.The second contract will be to Victorville Chevrolet for one vehicle not to exceed \$58,000

Sponsors: Deputy City Manager Rachel Molina and Director of Finance Casey Brooksher

A motion was made by Holland, seconded by Gregg, that this item be adjourned. 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 participation and free speech at meetings.

COUNCIL COMMITTEE REPORTS AND COMMENTS

Council Member Holland commented on protests and requested a resolution be agendized requesting that the federal government take action on any attacks to law enforcement, first responders and fire staff and requested all cities in the area to join the resolution.

Mayor Pro Tem Gregg commented on upcoming attendance at the Tri-Agency meeting and Sergeant Shelton's passing.

Council Member Swanson commented on Hesperia Days, updated the Council on business conducted at the San Bernardino Transportation Authority meeting.

Council Member Bennington commented on upcoming attendance at the Tri-Agency meeting, County fires, thanked healthcare workers and staff, Hesperia businesses closures and re-openings, requested that the election campaign be conducted in a fair manner.

Mayor Bird commented on crimes and violence, attendance at the VVWRA meeting and upcoming meeting with VVTA, commended teachers, parents and students during these times.

CITY MANAGER/CITY ATTORNEY/STAFF REPORTS

None

ADJOURNMENT

Adjourned at 9:21 p.m. in honor of Sergeant Tyler Shelton's passing.

*Melinda Sayre,
City Clerk*