



# City of Hesperia

## Meeting Minutes - Final

### City Council

City Council Chambers  
9700 Seventh Ave.  
Hesperia CA, 92345

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Tuesday, September 21, 2021

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 WATER DISTRICT  
September 21, 2021  
9700 7th Avenue, Council Chambers, Hesperia, CA 92345**

**CLOSED SESSION - 5:30 PM**

**Roll Call**

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

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

1. Assistant Secretary for FHEO v. City of Hesperia, California, et al.; Case Number 09-16-4717-8
2. Victor Valley Wastewater Reclamation Authority v. City of Hesperia (Claim for Damages)
3. Silverwood Aviation, Inc. et al. v City of Hesperia et al. Case No.5:20-CV-00185

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

1. Negotiating Parties: Mega Factors LTD and City of Hesperia Location: Driving Range Property APN 0398-251-30 Under Negotiation: Price and terms

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

**A. Invocation**

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

**C. Roll Call**

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

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

*Items 8 and 9 will be heard in reverse order for clarity.*

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

*Council Member Holland gave an update on VVWRA status.*

### **JOINT CONSENT CALENDAR**

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

**Aye:** 4 - Bennington, Holland, Swanson and Gregg

**Nay:** 0

**Absent:** 1 - Bird

1. Consideration of the Draft Minutes from the Regular Meeting held Tuesday, September 7, 2021.

#### **Recommended Action:**

It is recommended that the City Council approve the Draft Minutes from the Regular Meeting held Tuesday, September 7, 2021.

**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. Treasurer's Cash Report for the unaudited period ended June 30, 2021.

#### **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 Administrative Services Casey Brooksher

4. Vehicle Procurement for Customer Service

#### **Recommended Action:**

It is recommended that the Chair and Board of Directors of the Hesperia Water District authorize the City Manager to approve the purchase of two (2) new right-hand drive Jeep Wrangler Sports from Victorville Motors, in the not-to-exceed amount of \$93,000.

**Sponsors:** Director of Public Works Jeremy McDonald

5. Parcel Map 20198

#### **Recommended Action:**

It is recommended that the City Council adopt Resolution No. 2021-43 approving Parcel Map No. 20198 to create two parcels from 2.1 gross acres zoned agricultural within the A1 zone located on the north side of Mesa Street approximately 270 feet east of Seventh Avenue (Applicant: Robert Melamed; APN: 0414-111-16).

**Sponsors:** Administrative Analyst Bethany Hudson

6. Adopt Measure I Five Year Capital Project Needs Analysis for Fiscal Years 2022/23 through 2026/27

**Recommended Action:**

It is recommended that the Mayor and Council Members adopt Resolution No. 2021-044 approving the Measure I Five-Year Capital Project Needs Analysis submittal to the San Bernardino County Transportation Authority (SBCTA) for Fiscal Years 2022/23 through 2026/27.

**Sponsors:** Administrative Analyst Bethany Hudson

## **PUBLIC HEARING**

7. Public Hearing - Redistricting due to 2020 Census

**Recommended Action:**

It is recommended that the City Council 1) Receive a presentation from National Demographics Corporation, the City's redistricting consultant detailing the redistricting process and permissible criteria to be considered to create district boundaries; 2) Conduct a public hearing to receive public input on the redistricting process; and 3) Provide guidance concerning the drafting of redistricting maps.

**Sponsors:** Assistant City Clerk Erin Baum

9. Substantial Amendment to the Community Development Block Grant (CDBG) 2020-2021 Annual Action Plan

**Recommended Action:**

It is recommended that the City Council: 1) Conduct a public hearing and upon accepting public testimony, adopt Resolution No. 2021-47 including any modifications or amendments thereto 2) Approve a Substantial Amendment to the Community Development Block Grant ("CDBG") 2020-2021 Annual Action Plan ("Action Plan") by repurposing a total of \$145,000 from the 2020-2021 Microenterprise Assistance Program (MAP) and unprogrammed funds to the 2020-2021 Emergency Business Assistance Program (EBAP) and 2020-2021 Administration Program; and 3) Authorize the City Manager and/or designee to execute and transmit all necessary documents, including the Substantial Amendment to the Action Plan, and any additional amendments, to assure the City's timely expenditure of CDBG funds.

**Sponsors:** Assistant City Manager Rachel Molina

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

**Aye:** 4 - Bennington, Holland, Swanson and Gregg

**Nay:** 0

**Absent:** 1 - Bird

8. Program Year 2020-2021 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 (PY) 2020-2021 Consolidated Annual Performance Evaluation Report ("CAPER"); and 2) Authorize the City Manager and/or his designee to submit the PY 2020-2021 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:** Assistant City Manager Rachel Molina

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

**Aye:** 4 - Bennington, Holland, Swanson and Gregg

**Nay:** 0

**Absent:** 1 - Bird

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

*Bob Nelson commented on speaking limits.*

*Al Vogler commented on the scheduling of public comments.*

*Daniel Krist commented on community issues.*

*Bret commented on mask mandates.*

**COUNCIL COMMITTEE REPORTS AND COMMENTS**

*Council Member Swanson commented on having Council Member Bird in our thoughts and the success of Hesperia Days.*

*Council Member Holland thanked Council Member Bird for attending VVWRA and commented on mask and vaccine mandates.*

*Mayor Pro Tem Bennington agreed with Council Member Hollands comments, and commented on the success of Hesperia Days, League of California Cities attendance later this week, attendance at AQMD meeting, public comment scheduling, and thanked City staff.*

*Mayor Gregg agreed with Council Member Hollands comments on mask mandates, and commented on the success of Hesperia Days, SBCTA attendance, addressed public comments, and thanked City staff, SBSCD and Fire.*

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

*None*

## **ADJOURNMENT**

*Meeting was adjourned with thoughts for the Bird family at 7:25 PM.*

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*Erin Baum,  
Assistant City Clerk*