



# City of Hesperia

## Meeting Minutes - Final

### City Council

City Council Chambers  
9700 Seventh Ave.  
Hesperia CA, 92345

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Tuesday, October 5, 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  
October 5, 2021  
9700 7th Avenue, Council Chambers, Hesperia, CA 92345

### **CLOSED SESSION - 5:30 PM**

#### Roll Call

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

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

#### A. Invocation

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

#### C. Roll Call

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

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

*Item 6 from the Consent Calendar was moved to the New Business Calendar after the posting of the Agenda.*

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

### **ANNOUNCEMENTS/PRESENTATIONS**

1. Certificate of Recognition to Eagle Scout Isaiah Herrera by the City Council
2. Traffic Enforcement Update by Jon Billings, Captain

### **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 - Gregg, Bennington, Swanson and Holland

**Nay:** 0

**Absent:** 1 - Bird

1. Consideration of the Draft Minutes from the Regular Meeting held Tuesday, September 21, 2021.

**Recommended Action:**

It is recommended that the City Council approve the Draft Minutes from the Regular Meeting held Tuesday, September 21, 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 July 31, 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 Water Production Program

**Recommended Action:**

It is recommended that the Board of Directors of the Hesperia Water District authorize the City Manager to adopt Hesperia Water District (HWD) Resolution No. HWD 2021-18, amending the Fiscal Year (FY) 2021-22 Budget and appropriating \$102,360, for the procurement of one (1) new Ford Heavy Duty F-550 truck with a welder body, and eleven foot (11') certified auto crane for the Production program from Sunrise Ford in Fontana.

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

5. Final Tract Map 17959

**Recommended Action:**

It is recommended that the City Council adopt Resolution No. 2021-49 approving Final Tract Map No. 17959 to create 31 Single-family Residential lots on approximately 15.6 gross acres designated R-1 18,000 located 218 feet south from the southwest corner of Rancho Road and Farmdale Avenue (Applicant: Farmdale Homes, LLC APN: 3097-161-06).

**Sponsors:** Administrative Analyst Bethany Hudson

*General Public Comments were heard at this time*

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

*Bob Nelson commented on speaking limits.  
Alexandria Dinsdale commented on a farmer's market.  
Janine Dinsdale commented on a farmer's market.  
Daniel Krist commented on community issues.  
June Kripal commented on vaccines and HUSD.  
Kelly Gregg commented on vaccines and HUSD.  
Nickoli Boruff commented on vaccines and HUSD.  
Darla Johnston commented on vaccines and HUSD.  
Melissa King commented on vaccines and HUSD.  
Cheri Garrison commented on community issues.  
Aaron Atkins commented on vaccines and HUSD.  
Deborah Philips commented on vaccines and HUSD.  
Tina Viayra commented on vaccines and HUSD.  
John Dunbar commented on vaccines and HUSD.  
Kristy Philips commented on vaccines and HUSD.  
Kaeden Bond commented on vaccines and HUSD.*

*Council Comments were heard at this time.*

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

*Council Member Holland commented on vaccines and HUSD.  
Council Member Swanson commented on vaccines and HUSD.  
Mayor Pro Tem Bennington commented on vaccines and HUSD.  
Mayor Gregg commented on vaccines and HUSD.*

*Meeting went into Recess*

*Meeting Reconvened*

### **PUBLIC HEARING**

7. Formation of Underground Utility District 21-01

#### **Recommended Action:**

Staff recommends that the City Council adopt Resolution No. 2021-045 establishing an underground utility district at the Northwest corner of the intersection of Seventh Avenue and Rancho Road (per Exhibits A1 & A2).

**Sponsors:** Project Construction Manager David Burkett

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

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

**Nay:** 0

**Absent:** 1 - Bird

8. Specific Plan Amendment SPLA21-00003; Applicant: SRD Design Studio, Inc; APNs: 3064-551-04, -07 and portions of 3064-551-03, -06 & -08

**Recommended Action:**

The Planning Commission recommends that the City Council introduce and place on first reading Ordinance No. 2021-09 approving Specific Plan Amendment SPLA21-00003 to change approximately 40 gross acres of land within the Main Street and Freeway Corridor Specific Plan from Regional Commercial (RC) to Commercial Industrial Business Park (CIBP).

**Sponsors:** Associate Planner Edgar Gonzalez

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

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

**Nay:** 0

**Absent:** 1 - Bird

9. Conditional Use Permit CUP20-00003 and Minor Exception ME20-00003; Applicant: George Mikhail; APNs: 0357-304-01 & 02

**Recommended Action:**

The Planning Commission recommends that the City Council adopt Resolution No. 2021-48 approving CUP20-00003 and Minor Exception ME20-00003.

**Sponsors:** Senior Planner Ryan Leonard

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

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

**Nay:** 0

**Absent:** 1 - Bird

**NEW BUSINESS**

6. Award Construction Contract for the Rancho Road Corridor Widening Project, C.O. Nos. 7094 and 7139

**Recommended Action:**

It is recommended that the City Council and Board of Directors of the Hesperia Water District 1) award a construction contract for the Rancho Road Corridor Widening Project (C.O. Nos. 7094 and 7139) to the

lowest responsive/responsible bidder, Sully-Miller Contracting Company, Inc. at the base bid amount of \$37,492,000; 2) award bid Add/Alternate Item C in the amount of \$423,630; 3) approve a 10% contingency in the amount of \$3,791,563 for a total not-to-exceed contract amount of \$41,707,193; 4) approve the design of the project represented by the plans and Contract Documents and Specifications; and 5) authorize the City Manager to execute the contract.

**Sponsors:** Management Analyst Tina Souza

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

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

**Nay:** 0

**Absent:** 1 - Bird

10. Discussion of the development standards and requirements of metal accessory buildings.

**Recommended Action:**

It is recommended that the City Council review and discuss the existing development standards for the use of metal buildings in Hesperia.

**Sponsors:** Principal Planner Chris Borchert

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

*There were no additional public comments at this time*

**COUNCIL COMMITTEE REPORTS AND COMMENTS**

*Mayor pro tem Bennington commented on her recent trip to the LOCC conference and a sales tax item for consideration.*

*Council Member Swanson commented on upcoming Trunk or Treat events in the area.*

*Council member Holland commented on vaccine mandates.*

*Mayor Gregg commented on support of an Oak Hills Farmer's Market.*

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

*The City Manager extended support to the Secretary to the City Council.*

**ADJOURNMENT**

*Meeting was adjourned with wishes for a speedy recover to the Secretary to the City Council at 9:50 PM.*

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*Erin Baum,  
Assistant City Clerk*