



City of Hesperia Meeting Minutes - Final City Council

City Council Chambers
9700 Seventh Ave.
Hesperia CA, 92345

Tuesday, June 20, 2017

6:30 PM

**REGULAR MEETING AGENDA
HESPERIA CITY COUNCIL
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY
HESPERIA HOUSING AUTHORITY
HESPERIA COMMUNITY DEVELOPMENT COMMISSION
HESPERIA FIRE PROTECTION DISTRICT
HESPERIA WATER DISTRICT**

CLOSED SESSION - 5:30 PM

Roll Call

Present: 4 - Mayor Pro Tem Blewett, Council Member Bird, Council
Member Holland and Council Member Swanson
Absent: 1 - Mayor Russ

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

1. One (1) case

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

1. Victor Valley Family Resource Center, et al. v. City of Hesperia et al.

CALL TO ORDER - 6:37 PM

A. Invocation by Bill Burnett of New Life Chapel Church

B. Pledge of Allegiance to the Flag

C. Roll Call

Present: 4 - Mayor Pro Tem Blewett, Council Member Bird, Council Member Holland
and Council Member Swanson
Absent: 1 - Mayor Russ

**D. Agenda Revisions and Announcements by City Clerk - Additional information for Item #9 was
green-sheeted and provided to the public and to the Council after the posting.**

E. Closed Session Reports by City Attorney – Direction was given to staff. No reportable action taken.

ANNOUNCEMENTS/PRESENTATIONS

1. Presentation of Employee of the Month for June to Paul Jung, Information Systems Specialist by Sean Boal, IT Manager
2. Presentation of Certificates of Recognition to the Hesperia Heat Girls All-Star Soccer Team by the City Council
3. Presentation to Hesperia Recreation and Parks District by the City Council
4. Community Events Calendar by Mayor Pro Tem Blewett – *Hesperia Animal Shelter is offering free cat & kitten adoptions in June; electronic waste recycling event June 24 & 25 from 9am -4pm behind Eagle Plaza; The Hesperia Recreation and Park District is celebrating their 60th Anniversary On Sunday, July 2 at Hesperia Lake Park; all types of fireworks are illegal in Hesperia; the regularly scheduled Council Meeting of July 4 has been moved to Thursday, July 6 at 6:30pm.*

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

Kirby Brill commented on his retirement from Mojave Water Agency and introduced Thomas McCarthy as the new General Manager.

Ella "Lee" Rogers commented on getting a stop sign at Juniper and additional benches and play equipment for kids at Civic Plaza Park.

Julie Jensen commented on the budget and bee keeping in Hesperia.

Bob Nelson commented on the Brown Act and speech at public meetings.

Michael Dolan commented on creating a bike lane for students at Cottonwood Elementary School.

The meeting went into recess at 7:10 p.m. and reconvened at 7:12 p.m.

JOINT CONSENT CALENDAR

Al Vogler commented on item numbers 4, 7, and 17. Staff provided clarification on these items.

A motion was made by Holland, seconded by Bird, that Consent Calendar items 1-3 be approved. The motion carried by the following vote:

Aye: 4 - Blewett, Bird, Holland and Swanson

Absent: 1 - Russ

1. Consideration of the Draft Minutes from the Regular Meeting held Tuesday, June 6, 2017

Recommended Action:

It is recommended that the City Council approve the Draft Minutes from the Regular Meeting held Tuesday, June 6, 2017.

Sponsors: City Clerk Melinda Sayre

2. Warrant Run Report (City - Successor Agency - Housing Authority - Community Development Commission - Fire - 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, Fire District, and Water District.

Sponsors: Assistant City Manager/Management Services Brian Johnson

3. Treasurer's Cash Report for the unaudited period ended April 30, 2017

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, Fire District, and Water District.

Sponsors: Assistant City Manager/Management Services Brian Johnson

A motion was made by Holland, seconded by Swanson, that Consent Calendar items 4-19 be approved. The motion carried by the following vote:

Aye: 4 - Blewett, Bird, Holland and Swanson

Absent: 1 - Russ

4. Amend Measure I Fiscal Year 2016/17-2020/21 Five Year Capital Improvement Plan

Recommended Action:

It is recommended that the City Council adopt Resolution No. 2017-031 amending the Measure I Five Year Capital Improvement Plan for Fiscal Years 2016/17-2020/21 to include the revisions made to expenditures for the ADA Transition Plan (CO 7400), the Park and Ride Project (CO 6523), and the FY 2015/16 Annual Street Improvement Project (CO 7130) as well as revisions to the scope of the FY 2016/17 Street Improvement Project (CO 7135), and the addition of expenditures for reimbursements to Lewis Operating Corporation for street improvements at Main Street and Cataba Road, the addition of the FY 2017/18 Street Improvement Project (CO 7145), and the addition of the Ranchero Road Rehab and Main Street Median Project (CO 7137).

Sponsors: Director of Development Services Michael Blay

5. Federal Legislative Consulting Services

Recommended Action:

It is recommended that the City Council authorize the City Manager to execute a Professional Services Agreement with Tony Strickland ("TS") Consulting for Federal Legislative Consulting Services for one year effective July 15, 2017 and ending June 30, 2018.

Sponsors: Management Analyst Julie Ryan

6. CP Walker Consulting for Affordable Housing Monitoring

Recommended Action:

It is recommended that the Board of Commissioners of the Hesperia Housing Authority extend the sole source contract with CP Walker Consulting for affordable housing monitoring for one year in an amount not to exceed \$13,000 for a total contract amount of \$63,000.

Sponsors: Economic Development Manager Rod Yahnke

7. Approve Amendment No. 3 to the Construction Cooperative Agreement between the City of Hesperia and the San Bernardino County Transportation Authority

Recommended Action:

It is recommended that the City Council approve Amendment No. 3 to the Construction Cooperative Agreement (COOP), Agreement No. C12219, between the City of Hesperia and the San Bernardino County Transportation Authority (SBCTA), formerly the San Bernardino Associated Governments (SANBAG), related to the Ranchero Road & I-15 Interchange Project (C.O. No. 7086) and authorize the Mayor to execute the Amendment.

Sponsors: Director of Development Services Michael Blay

8. Civic Center, Police Department and County Green Belt and Township Landscape Maintenance Contract

Recommended Action:

It is recommended that the Mayor and Council Members authorize the City Manager to execute a three (3) year landscape maintenance and repair contract with Lasting Images Landscape, to provide landscape maintenance and repair services at City Hall, Branch Library, Police Department landscape and the surrounding landscape of the San Bernardino County building and Township project in the not-to-exceed amount of \$205,404.

Sponsors: Director of Development Services Michael Blay

9. Heating, Ventilation and Air Conditioning (HVAC) Repair Services

Recommended Action:

It is recommended that the Mayor and Council Members, Chair and Board Members of the Hesperia Water District authorize the City Manager to execute a three (3) year Professional Services Agreement with WCM & Associates, Inc. in the not to exceed amount of \$63,345.00. WCM & Associates, Inc. shall provide Heating, Ventilation and Air Conditioning (HVAC) repair services at the following locations; City Hall 9700 Seventh Ave., Branch Library 9650 Seventh Ave., Animal Control 11011 Santa Fe. Ave., Eagle Plaza 15776 Main St., Mojave Yard 17282 Mojave St. and Hesperia Police Department 15840 SmokeTree St.

Sponsors: Director of Development Services Michael Blay

10. Approve and Accept Construction of Roofing Replacement & Repairs (C.O. 6525)

Recommended Action:

It is recommended that the City Council accept the work constructed under Roofing Replacement & Repairs (C.O. No. 6525) and authorize staff to record a "Notice of Completion" and release all withheld retention amounts after 35 calendar days from the date of recordation.

Sponsors: Director of Development Services Michael Blay

11. Award Three-Year Striping Contract - J & S Striping Inc.

Recommended Action:

It is recommended that the City Council authorize the City Manager to execute a three (3) year contract with J & S Striping for citywide restriping services in the not-to-exceed amount of \$879,641.

Sponsors: Public Works Manager Mark Faherty and Maintenance Crew Supervisor/Traffic Scott Smith

12. Paving Material Demands for Fiscal Year 2017-18

Recommended Action:

It is recommended that the City Council authorize the City Manager to execute an open purchase order with Vulcan Materials Company of Oro Grande, California, for asphalt materials necessary to repair the City streets in the not-to-exceed amount of \$100,000.

Sponsors: Public Works Manager Mark Faherty

13. Community Facilities District (CFD) 94-01, Annexation 186

Recommended Action:

It is recommended that the Fire District Board of Directors adopt Resolution No. HFPD 2017-10 admitting Annexation 186 (0405-194-36-0000) into the Community Facilities District (CFD) 94-01 and direct the Secretary of the Board to file the addition with the County Recorder.

Sponsors: Fire Chief Ron Walls

14. Environmental Enhancement and Mitigation Program Grant Application

Recommended Action:

It is recommended that the City Council adopt Resolution No. 2017-032 approving the submittal of a grant application for the Environmental Enhancement and Mitigation Program (EEM) for the Ranchero Road and Interstate 15 Interchange Landscaping Project.

Sponsors: Management Analyst Julie Ryan

15. Audit Services for FY 2016-17

Recommended Action:

It is recommended that the City of Hesperia, Successor Agency to the Hesperia Community Redevelopment Agency, Hesperia Housing Authority, Community Development Commission, Hesperia Fire Protection District, and Hesperia Water District Council/Boards/Commissions enter into a Professional Services Agreement with the independent certified public accounting firm White Nelson Diehl Evans LLP, in the amount of \$89,450 for performing the audit of the City and its component units, for the fiscal year ended June 30, 2017, as well as additional required State reporting for the year ended June 30, 2017.

Sponsors: Assistant City Manager/Management Services Brian Johnson

16. Award of Contract for Street Sweeping Services - Pacific Sweeping

Recommended Action:

It is recommended that the City Council authorize the City Manager to execute a three (3) year contract with Pacific Sweeping for Citywide Street sweeping services in the not-to-exceed amount of \$530,311.

Sponsors: Public Works Manager Mark Faherty and Maintenance Crew Supervisor/Traffic Scott Smith

17. Project Funding Agreement with the San Bernardino County Transportation Authority for the Ranchero Road Widening Project (C.O. 7094)

Recommended Action:

It is recommended that the City Council approve Project Funding Agreement No. 17-1001692 between the San Bernardino County Transportation Authority (SBCTA) and the City of Hesperia for construction of the Ranchero Road Widening Project (C.O. 7094) and

18. Electric Vehicle Charging Station Funds

Recommended Action:

It is recommended that the City Council accept \$11,500 in Air District funds to purchase and install an Electric Vehicle (EV) Charging Station in the City of Hesperia.

Sponsors: Management Analyst Julie Ryan

19. Mojave Water Agency Request to Agree to Purchase of Tax-Defaulted Properties in Hesperia (APN 0397-181-14-000)

Recommended Action:

It is recommended that the City Council approve a request from the Mojave Water Agency regarding the purchase of tax-defaulted properties in the City of Hesperia from the San Bernardino County Assessor's Office.

Sponsors: City Clerk Melinda Sayre

PUBLIC HEARING

20. Advance Disposal Rate Structure

Recommended Action:

It is recommended that the City Council conduct a Proposition 218 Public Hearing related to new maximum rates for solid waste and recycling services in the City of Hesperia; in the absence of a majority vote of opposition adopt Resolution No. 2017-026 approving the maximum rates for solid waste and recycling services in the City of Hesperia and allow for rate adjustments annually up to five years.

Sponsors: Management Analyst Julie Ryan

The public hearing was opened.

The following Individuals commented on item no. 20:

Ginger Loomis

Al Vogler

There being no further public comment the public hearing was closed.

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

Aye: 4 - Blewett, Bird, Holland and Swanson

Absent: 1 - Russ

21. Vacation Portion of Mesa Linda Street

Recommended Action:

It is recommended that the City Council hold a public hearing to receive public comments pursuant to Section 8320, subdivision (a) of the California Streets and Highways Code and adopt Resolution 2017-029 to vacate a portion of Mesa Linda Street, as described in attachments Exhibit "A" and Exhibit "B".

Sponsors: Director of Development Services Michael Blay

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

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

Aye: 4 - Blewett, Bird, Holland and Swanson

Absent: 1 - Russ

22. Consideration of Development Code Amendment DCA17-00004 and Specific Plan Amendment SPLA17-00001; Applicant: City of Hesperia; Area affected: City-wide

Recommended Action:

The Planning Commission recommends that the City Council introduce and place on first reading Ordinance No. 2017-11 approving DCA17-00004 and SPLA17-00001, modifying development regulations pertaining to multi-family developments (i.e. building setback and building separation requirements) and clarifying that two multi-family dwelling units are not subject to the site plan review process.

Sponsors: Senior Planner Daniel Alcayaga

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

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

Aye: 4 - Blewett, Bird, Holland and Swanson

Absent: 1 - Russ

23. Consideration of Development Code Amendment DCA17-00003; Applicant: City of Hesperia; Area affected: City-wide

Recommended Action:

The Planning Commission recommends that the City Council introduce and place on first reading Ordinance No. 2017-12 approving DCA17-00003, modifying development standards associated with Accessory Dwelling Units (ADUs).

Sponsors: Senior Planner Daniel Alcayaga

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

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

Aye: 4 - Blewett, Bird, Holland and Swanson

Absent: 1 - Russ

NEW BUSINESS

24. Fiscal Year 2017-18 Budget Adoption

Recommended Action:

It is recommended that the City Council/Board/Commissions adopt the following Resolutions approving the Fiscal Year 2017-18 Budget for the City of Hesperia, Hesperia Housing Authority, Community Development Commission, Hesperia Fire Protection District, and Hesperia Water District:

- 1) City of Hesperia Resolution No. 2017-027 adopting the Fiscal Year 2017-18 Budget.
- 2) City of Hesperia Resolution No. 2017-028 adopting the GANN Appropriations Limit.
- 3) Hesperia Housing Authority Resolution HHA 2017-06 adopting the Fiscal Year 2017-18 Budget.
- 4) Hesperia Community Development Commission Resolution CDC 2017-07 adopting the Fiscal Year 2017-18 Budget.
- 5) Hesperia Fire Protection District Resolution FPD 2017-06 adopting the Fiscal Year 2017-18 Budget.
- 6) Hesperia Fire Protection District Resolution HFPD 2017-07 adopting the GANN Appropriations Limit.
- 7) Hesperia Water District Resolution HWD 2017-13 adopting the Fiscal Year 2017-18 Budget.
- 8) Joint Resolution No. 2017-022, CDC 2017-06, HHA 2017-05, HFPD 2017-05, and HWD 2017-09 re-adopting the Financial Policies

Sponsors: Budget/Finance Manager Casey Brooksher and Assistant City Manager/Management Services Brian Johnson

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

Aye: 4 - Blewett, Bird, Holland and Swanson

Absent: 1 - Russ

COUNCIL COMMITTEE REPORTS AND COMMENTS

Council Member Swanson commented on her attendance with Mayor Pro Tem Blewett at Tri-Agency, and her attendance at the State of the Chamber luncheon.

Council Member Holland commented on his attendance at the San Bernardino County Transit Authority General Board and Policy meetings, his attendance at the League of California Cities Conference in Mammoth, and thanked Mayor Pro Tem Blewett for attending the League of California Cities function and the Mountain Desert meetings. He asked the City Manager to schedule a meeting with Mr. Olmy, to include himself, to discuss school drop-offs, and commented on public safety concerns.

Council Member Bird thanked Mrs. Rogers for her attendance, commented on working with other agencies regarding public safety, staff looking into other stop sign locations; he acknowledged the staff appreciation luncheon and thanked the Mayor Pro Tem for attending the Victor Valley Transit Authority meeting on his behalf.

Mayor Pro Tem Blewett thanked staff for their assistance to him and commented on his attendance at the VVWRA meeting, his attendance at the MDAQMD, and offered an update on his attendance at the VVTA meeting.

CITY MANAGER/CITY ATTORNEY/STAFF REPORTS

None

ADJOURNMENT

8:12 pm.

Melinda Sayre, City Clerk