



City of Hesperia

Meeting Minutes - Final

City Council

City Council Chambers
9700 Seventh Ave.
Hesperia CA, 92345

Tuesday, January 22, 2019

6:30 PM

**SPECIAL 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: 5 - Mayor Bird, Mayor Pro Tem William J. Holland, Council Member Brosowske, Council Member Swanson and Council Member Gregg

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

1. Negotiating Parties: Lewis Acquisitions Company, LLC and City of Hesperia

Location: APN: 3039-441-20

Under Negotiation: Price and Terms

2. Negotiating Parties: Hesperia Recreation and Park District and City of Hesperia

Location: Golf Course 17970 Bangor Ave (APNs 0398-242-11, 0398-251-28, 0398-251-31, 0398-262-30, and 0398-281-18)

Under Negotiation: Price and Terms

CALL TO ORDER - 6:30 PM

- A. Invocation Brian Graley of Hesperia Church of the Nazarene**
- B. Pledge of Allegiance to the Flag**
- C. Roll Call**

Present: 5 - Mayor Bird, Mayor Pro Tem William J. Holland, Council Member Brosowske, Council Member Swanson and Council Member Gregg

D. Agenda Revisions and Announcements by City Clerk – *Property Negotiation item 2 corrected to reflect Negotiating Parties as Hesperia Recreation and Park District and City of Hesperia. An urgency item of Existing Litigation, Lantsberger v the City of Hesperia was unanimously added by the Council to closed session.*

E. Closed Session Reports by City Attorney - *The Council gave direction; no reportable action was taken. Urgency item Lantsberger v. the City of Hesperia was added at the request of the City Attorney with a unanimous vote by the Council.*

ANNOUNCEMENTS/PRESENTATIONS

1. Recognition of former Advisory Committee and Planning Commission Members by the City Council
2. Community Events Calendar - *Meet & Clean* scheduled for this Saturday from 8am - 12noon in the desert area at Maple Avenue at Eucalyptus Street, Tire Amnesty Day is planned for Saturday, February 2 at Advance Disposal- from 7:30am -noon, The Hesperia Animal Shelter adoption special all dogs over 30 lbs are available for only \$25.

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

Bob Nelson commented on free speech.

Roger LaPlante commented on the Public Safety Advisory Committee and the California Voting Rights Act.

Ella Rogers commented on assistance for furloughed workers during the Government shutdown.

Bill Jensen commented on the Hesperia Golf Course and Hesperia Airport.

Kelly Gregg commented on social media and the Public Safety Advisory Committee.

JOINT CONSENT CALENDAR

**A motion was made by Brosowske, seconded by Holland, that the Consent Calendar be approved.
The motion carried by the following vote:**

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

Nay: 0

1. Consideration of the Draft Minutes from the Special Meeting held Tuesday, January 8, 2019

Recommended Action:

It is recommended that the City Council approve the Draft Minutes from the Special Meeting held Tuesday, January 8, 2019.

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: Director of Finance Casey Brooksher

3. Treasurer's Cash Report for the unaudited period ended November 30, 2018

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: Director of Finance Casey Brooksher

PUBLIC HEARING

4. Development Code Amendment DCA18-00003 & Title 8 amendment pertaining to Minor Exceptions regarding fence heights, and approved fencing materials; Applicant: City of Hesperia; Area affected: City-wide

Recommended Action:

It is recommended that the City Council introduce and place on first reading Ordinance No. 2019-01 amending the Hesperia Municipal Code, Chapter 16.12 related to fence height exceptions, amending Chapter 16.20 and Chapter 8.32 relating to fencing material and fencing maintenance regulations.

Sponsors: Acting Principal Planner Chris Borchert

Mayor Bird opened the public hearing. There being no public comments the public hearing was closed.

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

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

Nay: 0

5. Consideration of Development Code Amendment DCA18-00002 amending the regulations pertaining to personal storage in Title 16 (Applicant: Topaz Ranchero, LLC; Area affected: City-wide)

Recommended Action:

It is recommended that the City Council introduce and place on first reading Ordinance No. 2019-03 amending the regulations pertaining to personal storage in Title 16.

Sponsors: Senior Planner Daniel Alcayaga

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

The public hearing was re-opened after staff's presentation to hear public testimony from Bill Jensen on item 5. The public hearing was closed.

A motion was made by Swanson, seconded by Brosowske, that this item be approved as amended to change the regulation to state "mini storage" or "self storage" instead of "personal storage". The motion carried by the following vote:

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

Nay: 0

6. Consideration of Specific Plan Amendment SPLA18-00003 to allow vehicle fuel stations and ancillary vehicle wash facilities within the Pedestrian Commercial zone of the Main Street and Freeway Corridor Specific Plan (Area City Wide; Applicant: City of Hesperia)

Recommended Action:

The Planning Commission recommends that the City Council introduce and place on first reading Ordinance No. 2019-02 approving Specific Plan Amendment SPLA18-00003

Sponsors: Senior Planner Ryan Leonard

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

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

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

Nay: 0

NEW BUSINESS

7. Consideration of Parliamentary Procedures

Recommended Action:

It is recommended that the City Council provide direction to staff regarding the adoption of a set of parliamentary procedures to assist in the procedural facilitation of City Council, Planning Commission, and Advisory Committee meetings.

Sponsors: City Attorney Eric Dunn

Bill Jensen commented on item 7.

A motion was made by Brosowske, seconded by Swanson, to approve Rosenberg's Rules of Order as the Parliamentary Procedures for City Council, Planning Commission, and Advisory Committee meetings. The motion carried by the following vote:

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

Nay: 0

8. Reconsideration of Development Review Committee Composition

Recommended Action:

It is recommended that the City Council give Staff direction regarding the composition of the Development Review Committee.

Sponsors: Assistant City Manager Michael Blay and Acting Principal Planner Chris Borchert

Bill Jensen commented on item 8.

A substitute motion was made by Swanson, seconded by Brosowske, to eliminate Council Member appointments to the Pre-Development Review Committee meetings and maintain Council Member appointments as Advisory Members in Development Review Committee meetings. The motion failed by the following vote:

Aye: 2 - Brosowske and Swanson

Nay: 3 - Bird, Holland and Gregg

A motion was made by Holland, seconded by Gregg, to eliminate Council Member appointments in the Pre-Development Review Committee and Development Review Committee meetings. The motion carried by the following vote:

Aye: 3 - Bird, Holland and Gregg

Nay: 2 - Brosowske and Swanson

COUNCIL COMMITTEE REPORTS AND COMMENTS

Council Member Swanson commented on remarks made by public commenter Bill Jensen, the Martin Luther King, Jr. holiday, attendance at Tri-Agency meeting, the City's Street Adoption program, attendance at the Sultana High School Talent Show, attendance at upcoming MDAQMD training and AQMD meetings.

Council Member Brosowske requested that the following items be considered at a future meeting: City negotiations, information regarding Glendale Crossing at Rock Springs Road, extension of Santa Fe to Hwy 138, the City's traffic plan and homelessness issues within the City.

Council Member Gregg commented on the Glendale Crossing at Rock Springs Road, complimented the work done by City Staff, the Public Safety Advisory Committee, and agreed with addressing homelessness within the City.

Mayor Pro Tem Holland commented on the Sultana High School Talent Show, homelessness within the City, thanked Kelly Gregg for participation on the Public Safety Advisory Committee (PSAC), requested that PSAC meet three times per year and provide requests for agenda items to the City Manager's Office, commented on the request made by Council Member Brosowske on public labor agreements, and railroad crossings within the City. Mayor Pro Tem Holland requested that decisions made by the City Council Advisory Committee (CCAC) during appeals hearings be advisory and to create an alternate appointment position on advisory committees.

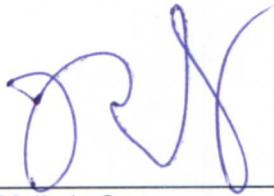
Mayor Bird commented on homelessness within the City, railroad crossings, the City's Youth in Government Day program, Sultana High School Talent Show, attendance at the VVTA meeting, and thanked staff for all their hard work.

CITY MANAGER/CITY ATTORNEY/STAFF REPORTS

None

ADJOURNMENT

9:05 p.m.

A handwritten signature in blue ink, appearing to read 'MS', is written over a horizontal line.

Melinda Sayre,
City Clerk