



City of Hesperia

Meeting Minutes - Final

City Council

City Council Chambers
9700 Seventh Ave.
Hesperia CA, 92345

Tuesday, March 17, 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 FIRE DISTRICT - Special Meeting**

Pursuant to State recommendations, the meeting was closed to the public due to COVID-19 (Coronavirus). Public Comment on Consent Calendar/Public Hearing/New Business 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 William J. Holland and Council Member Swanson

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

1. Two (2) cases

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

1. James De Aguilera vs City of Hesperia, Case No. CIVDS 2006858
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

CALL TO ORDER - 6:30 PM

- A. Invocation by Mayor Larry Bird
- B. Pledge of Allegiance to the Flag
- C. Roll Call

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

- D. **Agenda Revisions and Announcements by City Clerk** - *None*
- E. **Closed Session Reports by City Attorney**- *No reportable action taken.*

ANNOUNCEMENTS/PRESENTATIONS

1. ~~Presentation to the Sultana High School Wrestling Team~~
2. Community Events Calendar – *No events planned. All events currently scheduled are postponed due to the Coronavirus outbreak in compliance with State and County guidelines.*

JOINT CONSENT CALENDAR

A motion was made by Gregg, seconded by Holland, that the Consent Calendar 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 Joint Special Meeting held Tuesday, March 3, 2020 and the Regular Meeting held Tuesday, March 3, 2020

Recommended Action:

It is recommended that the City Council approve the Draft Minutes from the Joint Special Meeting held Tuesday, March 3, 2020 and the Regular Meeting held Tuesday, March 3, 2020.

Sponsors: 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 Water District.

Sponsors: Director of Finance Casey Brooksher

3. Treasurer's Cash Report for the unaudited period ended January 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

4. Audited Financial Statements for Fiscal Year Ended June 30, 2019

Recommended Action:

It is recommended that the City Council, Community Development Commission, Hesperia Housing Authority Board, Hesperia Water District Board, and Hesperia Fire Protection District Board receive and file the audited Financial Statements for the Fiscal Year Ended June 30, 2019.

Sponsors: Director of Finance Casey Brooksher

5. Policy for Flood Control

Recommended Action:

It is recommended that the City Council adopt Resolution No. 2020-11 establishing a policy for flood control by 1) rescinding Resolution No. 89-16 and Resolution No. 93-18; 2) adopting drainage management guidelines; and 3) adopting the San Bernardino County Hydrology Manual and Los Angeles County Flood Control District Hydraulic Design Manual.

Sponsors: Assistant City Manager Michael Blay

6. Amend Project Funding Agreement with San Bernardino County Transportation Authority for the Ranchero Road Widening Project, C.O. 7094 & C.O. 7139

Recommended Action:

It is recommended that the City Council approve Amendment No. 1 to the Project Funding Agreement (PFA) No. 17-1001692 between San Bernardino County Transportation Authority (SBCTA) and the City for construction of the Ranchero Road Widening Project, C.O. 7094 & C.O. 7139; and authorize the Mayor to execute the Amendment.

Sponsors: Assistant City Manager Michael Blay

7. Amendment to Cooperative Agreement with County of San Bernardino for the Ranchero Road Corridor Widening Project, C.O. 7094

Recommended Action:

It is recommended that the City Council 1) adopt Resolution No. 2020-12 approving Amendment No. 1 to Cooperative Agreement No. 11-424 (Agreement) between the City and the County of San Bernardino (County) for design and environmental compliance for the Ranchero Road Corridor Widening Project, C.O. 7094 and 2) authorize the City Manager to execute the amendment to the Agreement.

Sponsors: Assistant City Manager Michael Blay

8. Award a Professional Services Agreement for Engineering Design Services for a Traffic Signal at Main Street & Sultana Street/Timberlane Avenue, C.O. No. 7159

Recommended Action:

It is recommended that the City Council award a Professional Services Agreement (PSA) to David Evans & Associates for engineering design services, in the amount of \$301,169; approve an additional 10% contingency in the amount of \$30,117, for a total not-to-exceed amount of \$331,286; and authorize the City Manager to execute said agreement.

Sponsors: Assistant City Manager Michael Blay

9. Memorandum of Understanding between the City of Hesperia and the County of San Bernardino Transitional Assistance Department (TAD) for Unsubsidized Work Experience and Community Service Training

Recommended Action:

It is recommended that the City Council adopt Resolution No.2020-09 and the Board of Directors of the Hesperia Water District adopt Resolution No. HWD 2020-05, approving a Memorandum of Understanding with the County of San Bernardino Transitional Assistance Department (TAD) for Unsubsidized Work Experience and Community Service Training Program.

Sponsors: Assistant to the City Manager Rachel Molina

10. Amendment to Agreement with RA Cohan Commercial Real Estate Services

Recommended Action:

It is recommended that City Council and Commissioners of the Hesperia Community Development Commission (HCDC) approve and authorize an amendment for an additional \$12,000 to Agreement 2017-18-053 with RA Cohan Commercial Real Estate Services (RA Cohan), for a total not-to-exceed contract of \$62,000.

Sponsors: Economic Development Manager Rod Yahnke

11. Hesperia Veterinary Services Contract

Recommended Action:

It is recommended that the City Council authorize the City Manager to enter into a five-year agreement with Dr. Joseph Velasco, DVM in an amount not-to-exceed \$710,000 to provide on-site veterinary services.

Sponsors: Assistant City Manager Michael Blay and Animal Services Manager Donald Riser

PUBLIC HEARING

12. Amendments to Title 1, Chapter 1.12, Title 8, Chapter 8.30, and Title 15, Chapter 15.06 of the Hesperia Municipal Code

Recommended Action:

It is recommended that the City Council introduce and place on first reading Ordinance No. 2020-03: amending Title 1, Chapter 1.12, Title 8, Chapter 8.30 and Title 15, Chapter 15.06 of the Hesperia Municipal Code.

Sponsors: Assistant City Manager Michael Blay and Management Analyst Tina Souza

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

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

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

Nay: 0

13. Amend Administrative Bail Schedule

Recommended Action:

It is recommended that the City Council adopt Resolution No. 2020-14, amending Resolution No. 2018-74, amending the City-Wide Administrative Bail Schedule.

Sponsors: Assistant City Manager Michael Blay

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

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

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

Nay: 0

14. Joint Resolution Amending the City-Wide Fee Schedule

Recommended Action:

It is recommended that the Council and respective Boards adopt Joint Resolution No. 2020-13, Resolution No. HWD 2020-08, Resolution No. HHA 2020-03, Resolution No. HCDC 2020-02, amending Joint Resolution No. 2018-21, Resolution No. HWD 2018-07, Resolution No. HHA 2018-04, and Resolution No. HCDC 2018-04 amending the City-Wide fee schedule.

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

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

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

Nay: 0

NEW BUSINESS

15. Appeal of Revocation of Business License No. RB-43234

Recommended Action:

It is recommended that the Council hear evidence and render a decision in the appeal of the revocation of Business License No. RB-43234.

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

A motion was made by Holland, seconded by Bennington, to uphold the revocation based on the sufficient evidence submitted. 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)

The Mayor announced that the meeting was closed to the public due to the Coronavirus. General Public Comment was taken remotely by email and through staff positioned in the lobby.

There were no public comments.

COUNCIL COMMITTEE REPORTS AND COMMENTS

Council Member Holland commented on the Coronavirus outbreak and requested that an item be agendaized to discuss Council Committees.

Council Member Bennington commented on the Coronavirus outbreak, staff response during recent flooding, and Oak Hills High School girls' soccer achievements.

Council Member Swanson commented on the Coronavirus outbreak.

Mayor Pro Tem Gregg commented on the Coronavirus outbreak.

Mayor Bird commented on the Coronavirus outbreak.

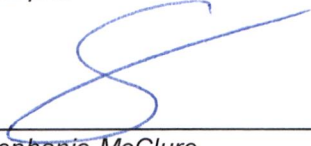
CITY MANAGER/CITY ATTORNEY/STAFF REPORTS

The City Attorney commented on the Coronavirus outbreak and subsequent suspension of evictions, utility turnoffs and various requirements as mandated by State and Federal laws during a declared emergency.

The City Manager commented on the Coronavirus outbreak and the suspension of water turnoffs until further notice as required under the law. City Manager Bentsen stated that City services would continue during the Coronavirus outbreak.

ADJOURNMENT

8:02 pm.



Stephanie McClure,
Assistant City Clerk