



City of Hesperia

Meeting Minutes - Final

City Council

City Council Chambers
9700 Seventh Ave.
Hesperia CA, 92345

Tuesday, May 19, 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

Pursuant to State recommendations, the meeting was closed to the public due to COVID-19 (Coronavirus). Public Comment on agenda items and General Public Comment was taken remotely.

CLOSED SESSION - 5:30 PM (To be held in the City Manager Conference Room)

Roll Call

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

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

1. Victor Valley Wastewater Reclamation Authority v. City of Hesperia (Claim for Damages)
2. Assistant Secretary for FHEO v. City of Hesperia, California, et al.; Case Number 09-16-4717-8

Conference with Labor Negotiator
Government Code Section 54957.6

1. Negotiations between the City of Hesperia and the Teamsters Local 1932 with the City's Negotiator. (Staff person: Michael Blay, Assistant City Manager)

CALL TO ORDER - 6:35PM

- A. Invocation by Council Member Swanson
- B. Pledge of Allegiance to the Flag
- C. Roll Call

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

D. Agenda Revisions and Announcements by City Clerk – *The City Clerk announced that Council Member Holland was attending the meeting by teleconference and that the meeting was closed to the public due to the Coronavirus. General Public Comment will be taken remotely by email and read into the record by the City Clerk.*

E. Closed Session Reports by City Attorney - No reportable action taken.

ANNOUNCEMENTS/PRESENTATIONS

1. Update on the City's Emergency Response related to the Coronavirus Disease by Rachel Molina, Deputy City Manager

JOINT CONSENT CALENDAR

A motion was made by Swanson, seconded by Gregg, 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 Regular Meeting held Tuesday, May 5, 2020

Recommended Action:

It is recommended that the City Council approve the Draft Minutes from the Regular Meeting held Tuesday, May 5, 2020.

Sponsors: Director of Government Services/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 March 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. Contract Services Amendment with LDM Associates, Inc.

Recommended Action:

It is recommended that the City Council extend the LDM Associates, Inc. (LDM) contract for Community Development Block Grant (CDBG), Neighborhood Stabilization Program (NSP), and Hesperia Housing Authority (HHA) administrative functions through June 30, 2021, and add an additional \$266,553 to the contract, for a total amount not-to-exceed \$1,103,256.

Sponsors: Economic Development Manager Rod Yahnke

The following individuals submitted remote public comments for item 4. Comments were read into the record by the City Clerk.

Kevin Mahany and High Desert Intersections Collaborative

5. Amend Professional Services Agreement with D&D Services Inc.

Recommended Action:

It is recommended that the City Council approve an amendment in the amount of \$4,060 to the Professional Service Agreement (PSA 2017-18-044) with D&D Services, Inc., dba D&D Disposal, for deceased animal disposal services for a total not-to exceed contract amount of \$56,010.

Sponsors: Assistant City Manager Michael Blay

6. Warehouse Commodity - Hydrant, Brass, and Pipe Materials

Recommended Action:

It is recommended that the Board Members of the Hesperia Water District authorize the City Manager to approve an annual contract for Fiscal Year (FY) 2020-21 to purchase hydrant, brass, and pipe material parts for replacement and repairs in the not-to-exceed amount of \$175,000.

Sponsors: Public Works Manager Mark Faherty and Public Works Supervisor/Water Jeremy McDonald

CONSENT ORDINANCES

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

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

Nay: 0

7. Development Code Amendment DCA20-00001; Applicant: City of Hesperia; Area affected: City Wide

Recommended Action:

Place on second reading and adopt by title waiving the text of Ordinance No. 2020-04 approving Development Code Amendment DCA20-00001, to modify development standards associated with Accessory Dwelling Units (ADUs).

Sponsors: Senior Planner Ryan Leonard

8. Adoption of Ordinance No. 2020-06 Adding Chapter 8.36 to the Hesperia Municipal Code Regulating the Use of Fireworks

Recommended Action:

Place on second reading and adopt by title waiving the text of Ordinance No. 2020-06, adding chapter 8.36 to the Hesperia Municipal Code regulating the use of fireworks.

Sponsors: Deputy City Manager Rachel Molina

PUBLIC HEARING

9. Vacate Portion of Chestnut Street and A 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 2020-023 to vacate a portion of Chestnut Street and A Street.

Sponsors: Assistant City Manager Michael Blay

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

A motion was made by Swanson, 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

10. Joint Resolution Amending the City-Wide Fee Schedule

Recommended Action:

It is recommended that the Council and respective Boards adopt Joint Resolution No. 2020-27, Resolution No. HHA 2020-06, Resolution No. HCDC 2020-04, and Resolution No. HWD 2020-11 amending the City-wide fee schedule.

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

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

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

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

Nay: 0

The public hearing was opened. There being no public comments the public hearing was closed.

11. Adoption of Ordinance No. 2020-07 amending Title 1 of the Municipal Code Related to the Police Multiple Response Program

Recommended Action:

It is recommended that the City Council introduce and place on first reading Ordinance No. 2020-07 amending Title 1 of the Hesperia Municipal Code related to the Police Multiple Response Program.

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

The public hearing was opened. There being no public comments the public hearing was closed.

Meeting went into recess at 7:40 p.m. and reconvened at 7:45 p.m. to allow Council Member Holland to take his seat at the dais.

A motion was made by Holland, 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

12. Resolution in Support of Sheriff-Coroner John McMahon

Recommended Action:

It is recommended that the City Council adopt Resolution No. 2020-33 supporting San Bernardino County Sheriff-Coroner John McMahon in opposition to the Emergency Bail Schedule approved by the California Judicial Council that places the community at risk.

Sponsors: Director of Government Services/City Clerk Melinda Sayre

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

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

Nay: 0

13. Resolution in Support of San Bernardino County Sheriff and San Bernardino County Fire Public Safety Personnel

Recommended Action:

It is recommended that the City Council adopt Resolution No. 2020-34 supporting the San Bernardino County Sheriff and San Bernardino County Fire public safety personnel during the COVID-19 pandemic.

Sponsors: Director of Government Services/City Clerk Melinda Sayre

A remote public comment by Dan Munsey was read into the record by the City Clerk.

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

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

Nay: 0

14. FY 2020-21 Budget Workshop #2 - Budget Update

Recommended Action:

It is recommended that the City Council and the Board of Directors of the Hesperia Water District receive and file this staff report, which provides information about the current status of the City of Hesperia's proposed operating budget for FY 2020-21.

Sponsors: Director of Finance Casey Brooksher

No action taken on this item. Information received and filed.

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

A remote public comment by Al Vogler regarding the golf course was read into the record by the City Clerk.

A remote public comment by Bob Nelson regarding land use was read into the record by the City Clerk.

A remote public comment by Jennifer Cruz regarding the impact of Coronavirus closures on children was read into the record by the City Clerk.

COUNCIL COMMITTEE REPORTS AND COMMENTS

Council Member Holland commented on letters he received from residents on business closures related to the Coronavirus, requested that an item be agendaized to discuss reopening businesses within the City, the Coronavirus response, and Governor Newsom's proposed closure of the Barstow Veterans Home.

Council Member Swanson commented on attendance at the SBCTA meeting, Governor Newsom's proposed closure of the Barstow Veterans Home, requested that an item be agendaized to support the Barstow Veterans Home from closure, the National Day of Prayer, and the City's financial situation.

Council Member Bennington commented on Governor Newsom's proposed closure of the Barstow Veterans Home, business closures related to the Coronavirus, restarting youth sports, the Los Angeles firefighters involved in a massive fire, attendance at upcoming Tri-Agency meeting, requested that a PSAC meeting be scheduled for June 9, and the Memorial Day Holiday.

Mayor Pro Tem Gregg commented on Governor Newsom's proposed closure of the Barstow Veterans Home and

attendance at upcoming Tri-Agency meeting.

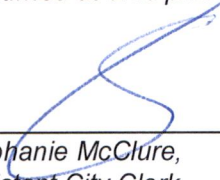
Mayor Bird commented on Governor Newsom's proposed closure of the Barstow Veterans Home, business and churches closures related to the Coronavirus, attendance at VVTA meeting, attendance at upcoming VVWRA meeting, and local high school graduations.

CITY MANAGER/CITY ATTORNEY/STAFF REPORTS

None

ADJOURNMENT

Adjourned at 9:15 p.m. in honor of a Sultana High School student who passed away.



Stephanie McClure,
Assistant City Clerk