



# City of Hesperia

## Meeting Minutes - Draft

### City Council

City Council Chambers  
9700 Seventh Ave.  
Hesperia CA, 92345

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Tuesday, March 3, 2020

6:30 PM

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**HESPERIA CITY COUNCIL  
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY  
HESPERIA HOUSING AUTHORITY  
HESPERIA COMMUNITY DEVELOPMENT COMMISSION  
HESPERIA WATER DISTRICT**

### **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. One (1) case

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

1. Jeremiah Brosowske v City of Hesperia Case No. CIVDS1926015
2. Victor Valley Wastewater Reclamation Authority v. City of Hesperia (Claim for Damages)

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

1. Hesperia Housing Authority and Bristol Development  
Location: APN 0405-062-72 & 73  
Under Negotiation: Price and Terms

#### 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 - 6:30 PM**

**A. Invocation Darrell Nickolaisen of Church of Jesus Chris of Latter-day Saints**

**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** - *Item 6 was pulled from the agenda by staff.*
- E. **Closed Session Reports by City Attorney** - *Potential litigation item on the agenda was regarding the recall petition of Council Member Holland. The Council voted unanimously to forward the petition to the Superior Court in order to obtain authorization for the District Attorney to review the signatures on the petition.*

**ANNOUNCEMENTS/PRESENTATIONS**

- 1. Presentation to Richard Sullivan for the Hesperia Animal Shelter Landscaping Project
- 2. Recognition of Finance Division for the GFOA FY 2019-20 Distinguished Budget Presentation Award
- 3. Community Events Calendar - *Thank you to everyone that participated in Meet & Clean on Saturday; The Hesperia Recreation and Park District is hosting the annual Pirate Renaissance Fair on March 21-22 at Hesperia Lake Park; the 2020 Census is fast approaching. Everyone living in the United States is required by law to be counted, for more information visit [www.2020census.gov](http://www.2020census.gov).*

**JOINT CONSENT CALENDAR**

**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

- 1. Consideration of the Draft Minutes from the Regular Meeting held Tuesday, February 4, 2020 and Tuesday, February 18, 2020

**Recommended Action:**

It is recommended that the City Council approve the Draft Minutes from the Regular Meeting held Tuesday, February 4, 2020 and Tuesday, February 18, 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 Hesperia Water District.

**Sponsors:** Director of Finance Casey Brooksher

- 3. Consideration of Contract for CFD Formation Services

**Recommended Action:**

It is recommended that the City Council authorize the City Manager to amend the existing agreement with NBS Government Finance Group (NBS) for an additional \$36,630 related to the Golf Course Community Facilities District (CFD) feasibility, outreach, and formation services, for a total not-to-exceed contract of \$86,630 for City-wide district administration services.

**Sponsors:** Director of Finance Casey Brooksher

- 4. Revised Combined Compensation Schedules

**Recommended Action:**

It is recommended that the City Council adopt Resolution No. 2020-08 and the Board of Directors of the Hesperia Water District adopt Resolution HWD 2020-04, approving the City's Fiscal Year (FY) 2019-20 revised Combined Compensation Schedule effective February 19, 2020 for the addition of new positions.

**Sponsors:** Director of Finance Casey Brooksher and Assistant to the City Manager Rachel Molina

5. Parcel Map No. 20019

**Recommended Action:**

It is recommended that the City Council adopt Resolution No. 2020-005 approving Parcel Map No. 20019 to create two parcels from 4.8 gross acres located on the east side of Opal Avenue, 300 feet south of Mesquite Street (Applicant: Mas Tierra; APN: 0405-371-37).

**Sponsors:** Assistant City Manager Michael Blay

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

*Yolanda Butler commented on services for the blind community.*

*Bob Nelson commented on the City Council Procedures Manual.*

*Jason Brown commented on false social media reports about a reduction in Police services within the City.*

*Daniel Krist commented on various community issues.*

*Sam Humeid commented on cannabis.*

*David Browner commented on community safety.*

*Ron Duran commented on community safety.*

**NEW BUSINESS**

*Item 6 was pulled from the agenda by staff.*

~~6. 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~~

7. Review of Fines for Littering and Illegal Fireworks

**Recommended Action:**

It is recommended that the City Council review the fines for littering and illegal fireworks currently levied in Hesperia for those cited in violation of the law.

**Sponsors:** Assistant to the City Manager Rachel Molina

*The following individuals commented on item 7:*

*Kelly Gregg, Jeri Pike, Ramona Allen, a woman who did not submit a speaker slip spoke.*

**A motion was made by Holland, seconded by Gregg, that a resolution for illegal dumping and fireworks be brought forward to include maximum allowable administrative fines, and a separate resolution to set the maximum allowable criminal fines, and develop an incentive program for reporting illegal activity. The motion carried by the following vote:**

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

**Nay:** 0

## **COUNCIL COMMITTEE REPORTS AND COMMENTS**

*Council Member Swanson commented on attended SBCTA Desert Mountain Division meeting, volunteering for Citizens on Patrol, attendance at San Bernardino County Special Districts meeting, and school sports.*

*Council Member Holland commented on Citizens on Patrol program, Hesperia school sports, and suggested that a per District town hall meeting be held quarterly.*

*Council Member Bennington commented on attendance at the COP Volunteer Banquet, Tri-Agency meeting, VVC Foundation event, CCAC meeting, League of CA Cities Desert Mountain Division meeting, Oak Hills High School WASC meeting, Read Across America event, commented on school sports achievements and the next Meet and Clean event.*

*Mayor Pro Tem Gregg commented on attendance at the COP Volunteer Banquet, VVC Foundation event, Tri-Agency meeting, and requested staff bring forward an item to discuss a firework show for the July 4<sup>th</sup> holiday.*

*Mayor Bird commented on school sports achievements, attendance at upcoming VVWRA special meeting, the COP Volunteer Banquet, Read Across America event, and VVC Foundation event.*

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

*None*

## **ADJOURNMENT**

*8:17 p.m.*

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*Melinda Sayre,  
City Clerk*