

HESPERIA JOINT HESPERIA CITY COUNCIL, SUCCESSOR AGENCY, HHA, AND HCDC
REGULAR MEETING
June 5, 2012
MINUTES

The Regular Meeting of the City Council was called to order at 6:35 p.m. by Mayor Blewett in the Council Chambers, 9700 Seventh Avenue, Hesperia, California.

CLOSED SESSION 5:30 p.m.

Roll Call: All Members Present

Mayor Russell Blewett

Mayor Pro Tem Bill Holland

Council Member Paul Bosacki

Council Member Mike Leonard

Council Member Thurston "Smitty" Smith

Conference with Legal Counsel - Potential Litigation:

Government Code Section 54956.9(b)

One (1) Case

Conference with Labor Negotiator

Government Code Section 54957.6

Brian D. Johnson, Assistant City Manager/Management Services- Negotiations between the City of Hesperia and the San Bernardino Public Employees Association (SBPEA) and non-represented employees.

CALL TO ORDER 6:30 p.m.

- A. Invocation by Pastor David Penn.
- B. Pledge of Allegiance to the Flag led by Mayor Pro Tem Holland.
- C. Roll Call: **All Members Present**
Mayor Russell Blewett
Mayor Pro Tem Bill Holland
Council Member Paul Bosacki
Council Member Mike Leonard
Council Member Thurston "Smitty" Smith
- D. Agenda Revisions and Announcements- None
- E. Closed Session Reports – No reportable action taken.

ANNOUNCEMENTS/PRESENTATIONS

- 1. Community Events Calendar, Melinda Sayre-Castro, Assistant City Clerk.
 - a) E-waste event 6/23 from 9 to 4 p.m.
 - b) Business Excellence Training webinar 6/13 from 10:00 a.m. to 12:00 p.m. Information to be found on the City's website.
 - c) The Hesperia Civic Market and Street Faire held Wednesdays from 4:00 p.m. to 9 p.m. at the Civic Plaza Park.
 - d) On-site vet at the Hesperia Animal Control is hosting low cost vaccine clinics each Wednesday from 9:00 a.m. to 4:00 p.m.

CONSENT CALENDAR

Motion by Council Member Smith to adopt item nos. 1- 4 on the Consent Calendar, Seconded by Mayor Pro Tem Holland, passed with the following roll call vote:

AYES: Smith, Leonard, Blewett, and Holland

NOES: and Bosacki

1. Approve the minutes of the Regular Joint Meeting held May 15, 2012. (Staff person: Melinda Sayre-Castro, Assistant City Clerk)
2. Ratify the warrant run and payroll report for the Community Development Commission for the period April 28, 2012 through May 11, 2012. (Staff person: Brian D. Johnson, Assistant City Manager/Management Services)
3. Ratify the warrant run and payroll report for the Successor Agency for the period April 28, 2012 through May 11, 2012. (Staff person: Brian D. Johnson, Assistant City Manager/Management Services)
4. Ratify the warrant run and payroll report for the City for the period April 28, 2012 through May 11, 2012. (Staff person: Brian D. Johnson, Assistant City Manager/Management Services)

Item no. 5 pulled for discussion by Council Member Bosacki.

5. Consideration of a High Desert Code Enforcement Memorandum of Understanding (MOU). (Staff person: Scott Priester, Director Development Services)

Motion by Council Member Smith to adopt item no. 5, Seconded by Council Member Leonard, passed with the following roll call vote:

AYES: Smith, Leonard, Blewett, and Holland

NOES: and Bosacki

Item no. 6 was pulled for discussion by Council Member Smith.

6. Approve and accept the rehabilitation of 17504 Adobe Street, 16415 Ash Street, 9529 Guava Avenue, 16351 Live Oak Street, and 13796 Truman Street and authorize staff to record a "Notice of Completion," and to release retention amounts withheld, but no sooner than 35 calendar days after the date of recordation. (Staff person: Steven J. Lantsberger, Deputy Director Economic Development Department)

Motion by Mayor Pro Tem Holland to adopt item no. 6, Seconded by Council Member Leonard, passed with the following roll call vote:

AYES: Smith, Leonard, Blewett, Bosacki, and Holland

NOES: None

PUBLIC HEARING

7. Consideration of Development Code Amendment DCA12-10107 pertaining to the Additional Uses Ordinance and related Ordinances (Applicant: City of Hesperia; Affected area: Citywide) (Staff person: Stan Liudahl, Senior Planner)

Recommended Action: The Planning Commission recommends that the City Council introduce and place on first reading Ordinance No. 2012-07, approving DCA12-10107, amending the Additional Use Ordinance and related Ordinances.

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

Motion by Council Member Smith to Amend the proposed ordinance by amending Table 1 to remove the requirement for approval of a conditional use permit for establishment of churches in residential and agricultural designations and place on first reading Ordinance No. 2012-07, approving DCA12-10107, amending the Additional Use Ordinance and related Ordinances., Seconded by Council Member Bosacki, passed with the following roll call vote:

AYES: Smith, Leonard, Blewett, Bosacki, and Holland
NOES: None

8. Consideration of Development Code Amendment DCA12-10123, to make minor revisions to the existing animal regulations (Applicant: City of Hesperia; Affected area: Citywide) (Staff person: Stan Liudahl, Senior Planner)

Recommended Action: The Planning Commission recommends that the City Council introduce and place on first reading Ordinance No. 2012-08, approving DCA12-10123, making minor revisions to the existing animal regulations.

Motion by Council Member Leonard to place on first reading Ordinance No. 2012-08, approving DCA12-10123, making minor revisions to the existing animal regulations, Seconded by Mayor Pro Tem Holland, passed with the following roll call vote:

AYES: Smith, Leonard, Blewett, Bosacki, and Holland
NOES: None

Kim Jones, Hesperia, commented on item no. 8.

9. Consideration of an amendment to Chapter 5.40 of the Municipal Code to modify the business license regulations for theaters to allow the sale and consumption of alcoholic beverages; Applicant: City of Hesperia; Area affected: Citywide (Staff person: Stan Liudahl, Senior Planner)
Recommended Action: It is recommended that the City Council introduce and place on first reading Ordinance No. 2012-09, allowing the sale and consumption of alcoholic beverages in theaters.

The public hearing was opened.

Rosalynn Washington-Shultz commented on item no. 9.

The public hearing was closed.

Motion by Council Member Smith to introduce and place on first reading Ordinance No. 2012-09, allowing the sale and consumption of alcoholic beverages in theaters., Seconded by Council Member Leonard, passed with the following roll call vote:

AYES: Smith, Leonard, Blewett, Bosacki, and Holland
NOES: None

NEW BUSINESS - City Council

10. Consideration of Temporary Operating Procedure between Hesperia Unified School District and Hesperia Police Department. (Staff person: Kim Summers, Assistant to the City Manager)

Recommended Action: It is recommended that the Council provide direction to staff regarding the Temporary Operating Procedure (TOP) in place between the Hesperia School District (HUSD) and Hesperia Police Department (HPD) relating to criminal investigations of Hesperia Unified School District personnel.

Motion by Mayor Pro Tem Holland to nullify the Temporary Operating Procedure, Seconded by Council Member Leonard, passed with the following roll call vote:

AYES: Smith, Leonard, Blewett, and Holland
NOES: and Bosacki

11. Consideration of formation of Joint Powers Authority to Develop a Homeowner Protection Program. (Staff Person: Mike Podegracz)

Recommended Action: It is recommended the City Council adopt Resolution No. 2012-035 approving a Joint Exercise of Powers Agreement (JPA) between the County of San Bernardino, the City of Hesperia, Cit of Fontana, and City of Ontario to study the development of Homeowner Protection Program.

The following individuals commented on item no. 11:

Al Vogler, Hesperia
Sophie Steeno, Hesperia

Motion by Council Member Smith to DENY the adoption of Resolution No. 2012-035 for Joint Exercise of Powers Agreement (JPA) between the County of San Bernardino, the City of Hesperia, Cit of Fontana, and City of Ontario to study the development of Homeowner Protection Program., Seconded by Council Member Bosacki, passed with the following roll call vote:

AYES: Smith, Leonard, and Bosacki
NOES: Blewett, and Holland

COUNCIL COMMITTEE REPORTS AND COMMENTS

Council Member Bosacki:

- 1) Group homes.

Mayor Pro Tem Holland:

- 1) City Council's role.

Council Member Leonard:

- 1) Rancho Interchange.

Council Member Smith:

- 1) Sex offenders.
- 2) Thanked Veterans.


Mayor Blewett:

- 1) Street Faire on Wednesday nights.

CITY MANAGER/CITY ATTORNEY/STAFF REPORTS - None

ADJOURNMENT

8:53 p.m.


By, Melinda Sayre-Castro
Assistant City Clerk

**HESPERIA FIRE PROTECTION DISTRICT
REGULAR MEETING
June 5, 2012
MINUTES**

The Regular Meeting of the City Council was called to order at 8:53 p.m. by Mayor Blewett in the Council Chambers, 9700 Seventh Avenue, Hesperia, California.

CALL TO ORDER

- A. Roll Call: All Members Present
Mayor Russell Blewett
Mayor Pro Tem Bill Holland
Council Member Paul Bosacki
Council Member Mike Leonard
Council Member Thurston "Smitty" Smith

- B. Agenda Revisions and Announcements - None.

PUBLIC COMMENT

Daniel Krist, commented on Fire Station 301.

CONSENT CALENDAR

Motion by Council Member Leonard to the Consent Calendar, Seconded by Mayor Pro Tem Holland, passed with the following roll call vote:

AYES: Blewett, Smith, Holland, Leonard, and Bosacki
NOES: None

1. Approve Minutes of the Regular Meeting held May 15, 2012. (Staff person: Melinda Sayre-Castro, Assistant City Clerk)

2. Ratify the warrant run and payroll report for the District for the period April 28, 2012 through May 11, 2012. (Staff person: Brian D. Johnson, Assistant City Manager/Management Services) Staff

AGENCY MEMBER COMMENTS OR REPORTS - None

CITY MANAGER/CITY ATTORNEY/STAFF REPORTS - None

ADJOURNMENT

8:53 p.m.



By, Melinda Sayre-Castro
Assistant City Clerk

**HESPERIA WATER DISTRICT
REGULAR MEETING
June 5, 2012
MINUTES**

The Regular Meeting of the Water District was called to order at 8:54 p.m. by Mayor Blewett in the Council Chambers, 9700 Seventh Avenue, Hesperia, California.

CALL TO ORDER (reconvene immediately following the City Council Meeting) 6:30 p.m.

- A. Roll Call: **All Members Present**
Mayor Russell Blewett
Mayor Pro Tem Bill Holland
Council Member Paul Bosacki
Council Member Mike Leonard
Council Member Thurston "Smitty" Smith
- B. Agenda Revisions and Announcements – None

PUBLIC COMMENTS – None

Motion by Council Member Leonard to adopt Consent Calendar, Seconded by Council Member Bosacki, passed with the following roll call vote:

AYES: Holland, Bosacki, Leonard, Blewett, and Smith
NOES: None

CONSENT CALENDAR

1. Approve Minutes of the Regular Meeting held May 15, 2012. (Staff person: Melinda Sayre-Castro, Assistant City Clerk)
2. Ratify the warrant run and payroll report for the District for the period April 28, 2012 through May 11, 2012. (Staff person: Brian D. Johnson, Assistant City Manager/Management Services)
3. Authorize the City Manager to approve a contract with Badger Meter Inc. in the not-to-exceed amount of \$250,000 for the purchase of water meters and related water meter parts from Badger Meter Inc. (Staff Person: Dale Burke, Public Works Manager)

AGENCY MEMBER COMMENTS OR REPORTS - None

CITY MANAGER/CITY ATTORNEY/STAFF REPORTS - None

ADJOURNMENT

8:55 p.m.



By Melinda Sayre-Castro
Assistant City Clerk