

Attachment B



City Council Chambers
14343 Civic Drive
Victorville, CA
www.victorvilleca.gov

**VICTORVILLE CITY COUNCIL
VICTORVILLE LIBRARY BOARD OF TRUSTEES
SOUTHERN CALIFORNIA LOGISTICS AIRPORT AUTHORITY
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY
THE CITY AS HOUSING ASSETS SUCCESSOR
JOINT POWERS FINANCING AUTHORITY
VICTORVILLE WATER DISTRICT**

**Regular Meeting Minutes
Tuesday, January 21, 2025**

**5:00 p.m. Closed Session
6:00 p.m. Regular Session**

5:00 p.m. Closed Session

Call to Order

Roll Call

Present: Council Member Gaudin, Council Member Irving, Mayor Pro
Tem Harriman, Mayor Becerra

Absent: Council Member Jones

Public Comments for Closed Session Items

None

Declaration of Closed Session Item(s) by City Attorney

CITY COUNCIL

- A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
Pursuant to Government Code Section 54956.8

Property Location: Assessor's Parcel Number: 0478-106-01
City Negotiators: Keith C. Metzler, City Manager, or authorized designee
Negotiating Parties: Arrowhead Central Credit Union, a California nonprofit mutual benefit corporation
Under Negotiation: Price and terms of payment

B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9:

Initiation of litigation pursuant to Government Code Section 54956.9(d)(2)

Number of potential cases: One (1)

Based on existing facts and circumstances, the legislative body of the local agency has decided to initiate or is deciding whether to initiate litigation.

C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9:

Initiation of litigation pursuant to Government Code Section 54956.9(d)(2)

Number of potential cases: One (1)

Based on existing facts and circumstances, the legislative body of the local agency has decided to initiate or is deciding whether to initiate litigation.

D. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9:

Initiation of litigation pursuant to Government Code Section 54956.9(d)(4)

Number of potential cases: One (1)

Based on existing facts and circumstances, the legislative body of the local agency has decided to initiate or is deciding whether to initiate litigation

Recess to Closed Session

6:00 p.m. Regular Session

Call to Order

The meeting was called to order at 6:01 p.m.

Roll Call

Present: Council Member Gaudin, Council Member Irving, Mayor Pro Tem Harriman, Mayor Becerra

Absent: Council Member Jones

Also Present: City Manager Keith C. Metzler, Deputy City Manager Jenele Davidson, Deputy City Manager Scott Webb, Deputy City Manager Tony Camargo, City Clerk Jennifer Thompson, City Attorney Andre de Bortnowsky

Closed Session Announcements by the City Attorney

City Attorney Andre de Bortnowsky announced four (4) closed session items as set forth on the agenda. There were no reportable actions with respect to these items.

Invocation: Pastor Josh Lewis with Calvary Chapel Church

Pledge of Allegiance: Police Captain Randy German

Proclamations/Special Presentations

Presentation of New Hires and Promotions to City Council

Heather Barber presented the New Hires and Promotions to the City Council for the months of October, November, and December.

American Public Works Association 2024 Best Building Project of the Year Award

Fredy Bonilla presented the American Public Works Association 2024 Best Building Project of the Year Award to the City Council.

Presentation by City Manager to City Council – 2024 Year in Review

City Manager Keith C. Metzler presented the 2024 Year in Review to the City Council.

City Clerk Presents Agenda/Revisions to Agenda

City Clerk announced one (1) revision to agenda item 16.

Revised Attachment B – Consultant/Professional Services Provider Agreement. The Consultant/Professional Services Provider Agreement (Agreement) date updated; the year was originally 2024 and it is being updated to 2025.

Added Section 26. CALIFORNIA PUBLIC RECORDS ACT. Section was reserved in original agreement. Additional language conforms to the legal requirements under the California Public Records Act, California Government Code Section 7920.000 et seq. (the "CPRA").

Revised Section 31. AMBIGUITIES; CONFLICTING TERMS VOID. This section was revised to include reference to Exhibit A, as only Exhibit B was originally referenced. Additionally, the Parties agree that any term contained in Exhibit A or Exhibit B that adds to, varies, or conflicts with the terms of the Agreement are null and void.

Conflict of Interest Declarations

There were no conflicts of interest reported.

Introduction to Public Comments

City Clerk Thompson provided an opening statement regarding public comments.

Public Comments

The following people spoke:

Catalina Alexandrescu spoke on general items

Linda Brown spoke on general items

Edith Stinnett spoke on general items

CONSENT CALENDAR

1. Payroll Demand Schedule No. 4A

Recommendation:

That the City Council and Board of Directors ratify Payroll Demand Schedule No. 4A for Payroll Period September 27, 2024, through October 11, 2024, in the amount of \$2,273,608.34 covering Check Nos. 34333 through 34352, including Vendor checks. Also included are Advice Nos. 319785 through 320343, per adopted budget for Fiscal Year 2024-2025 (period covering July 1, 2024, through June 30, 2025).

2. Commercial Demand Schedule No. 12

Recommendation:

That the City Council and Board of Directors ratify Commercial Demand Schedule No. 12 in the amount of \$10,133,842.38, covering Electronic Fund Transfers No. 342100 through 342263 and Warrant No. 797749 through 797939 for 11/27/2024 through 12/11/2024, per the adopted budget for Fiscal Year 2024-2025 for the period covering July 1, 2024 through June 30, 2025.

3. Payroll Demand Schedule No. 4B

Recommendation:

That the City Council and Board of Directors ratify Payroll Demand Schedule No. 4B for Payroll Period October 11, 2024, through October 25, 2024, in the amount of \$2,301,132.30 covering Check Nos. 34353 through 34365, including Vendor checks. Please note employee Check No. 34358 has a live Check and an EFT Advice. Also included are Advice Nos. 320344 through 320894, per adopted budget for Fiscal Year 2024-2025 (period covering July 1, 2024, through June 30, 2025).

4. Second Reading of Ordinance No. 2453

Recommendation:

That the City Council adopt, by second reading, Ordinance No. 2453, acting in its capacity as the Legislative Body of Community Facilities District No. 2024-01 of the City of Victorville (Municipal Services) authorizing the levy of special taxes within said Community Facilities District.

5. Annual AB 1600 Development Impact Fee Report for Fiscal Year 2023-2024

Recommendation:

That the Honorable City Council adopt Resolution No. 25-004 approving the annual AB 1600 Development Impact Fee Report for Fiscal Year 2023-2024

6. Security Substitution for Tract Map No. 20275

Recommendation:

That the Honorable City Council:

- (1) Accept new securities (bonds) for the required public improvements for Tract Map No. 20275; and
- (2) Approve the execution of a release of the existing lien agreement with KB Homes Greater Los Angeles Inc., for Tract Map No. 20275.

7. Building Department Activity Report

Recommendation:

That the Honorable Council review and file.

8. Wellness Center Quarterly Report

Recommendation:

That the Honorable City Council review and file the attached Wellness Center Quarterly Report.

9. Commercial Demand Schedule No. 13

Recommendation:

That the City Council and Board of Directors ratify Commercial Demand Schedule No. 13 in the amount of \$10,043,336.26, covering Electronic Fund Transfers No. 342264 through 342520 and Warrant No. 797940 through 798152 for 12/12/2024 through 01/08/2025, per the adopted budget for Fiscal Year 2024-2025 for the period covering July 1, 2024 through June 30, 2025.

10. Minutes of the November 19 and December 17, 2024, Regular City Council Meetings and November 26 and December 10, 2024, Special City Council Meetings

Recommendation:

That the Honorable City Council approve the minutes of the Regular City Council Meetings held on November 19 and December 17, 2024, and the Special City Council Meetings held on November 26 and December 10, 2024.

11. Automatic License Plate Reader Annual Report

Recommendation:

That the Honorable City Council review and file the attached Automatic License Plate Reader Annual Report.

12. Reduction of Securities for Tract Map No. 14741

Recommendation:

That the Honorable City Council approve the full release of the Water, Sewer, Storm Drain and Street Public Improvement Labor and Material Securities for Tract Map No. 14741.

13. Reduction of securities and the release of Subdivision Improvement Agreements and Utility Surety Agreements for Tract Map No. 15310

Recommendation:

That the Honorable City Council:

- (1) Approve the full release of the Street Faithful Performance Security for Tract Map Nos. 15310-1, 15310-2 and 15310-3;
- (2) Approve the full release of the Street Labor and Material Security for Tract Map Nos. 15310-1, 15310-2 and 15310-3;
- (3) The release of the Subdivision Improvement Agreement for Tract Map Nos. 15310-1, through 15310-4;
- (4) The release of the Subdivision Improvement Agreement for Tract Map Nos. 15310-5 through 15310-6 and;

(5) The release of Utility Surety Agreement for Tract Map No. 15310-1 through 15310-4.

Motion was made to approve staff recommendations for items 1 through 13

Moved: Council Member Irving
Seconded: Mayor Pro Tem Harriman

Motion passed 4-0

Ayes: Council Member Gaudin, Council Member Irving, Mayor Pro Tem Harriman, Mayor Becerra
Absent: Council Member Jones

WRITTEN COMMUNICATIONS

- 14.** Ground Lease and Development Agreement for 80-Acres by and between the Southern California Logistics Airport Authority and Aviation Development Park, LLC.

Recommendation:

That the Southern California Logistics Airport Authority ("SCLAA") Board of Directors:

- (1) Approve entering into a Ground Lease and Development Agreement for 80-Acres ("Agreement"), by and between the SCLAA and Aviation Development Park, LLC, ("ADP");
- (2) Authorize the Executive Director to execute said Agreement; and
- (3) Adopt Resolution No. SCLAA-25-001 amending the 2024/2025 budget increasing revenue in Airport account 4501191-45220 by \$70,044.50.

Motion was made to approve staff recommendations

Moved: Council Member Irving
Seconded: Council Member Gaudin

Motion passed 4-0

Ayes: Council Member Gaudin, Council Member Irving, Mayor Pro Tem Harriman, Mayor Becerra
Absent: Council Member Jones

- 15.** Approval of a North American Energy Standards Board Base Contract and Special Provisions ("NAESB") for the Sale and Purchase of Natural Gas with Morgan Stanley Capital Group Inc.

Recommendation:

The Honorable City Council:

- (1) Approve the North American Energy Standards Board Base Contract, Special Provisions to the Base Contract, Credit Support Addendum, and Special Provisions to the Credit Support Addendum (collectively, the "NAESB") with Morgan Stanley Capital Group Inc. for natural gas supply and related services and authorize the City Manager to execute the agreement; and
- (2) Allow the City Manager and/or his/her designee to execute transaction confirmations under the NAESB contracts for procurement of firm gas supply not to exceed \$3.65 million total estimated cost and for terms not to exceed 24 months.

Motion was made to approve staff recommendations

Moved: Council Member Irving

Seconded: Council Member Gaudin

Motion passed 4-0

Ayes: Council Member Gaudin, Council Member Irving, Mayor Pro Tem Harriman, Mayor Becerra

Absent: Council Member Jones

16. Contract Award for Leak Detection Analysis

Recommendation:

That the Honorable City Council/Board of Directors:

- (1) Deem that the services provided by Utilis, Inc., operating as Asterra, as proprietary in nature, thus meeting the requirements of a sole source vendor in accordance with VMC 2.28.100(b)(2); and
- (2) Award a Consultant/Professional Services Provider Agreement with Utilis, Inc., operating as Asterra, for Leak Detection Analysis in the amount not to exceed \$166,615.

Questions ensued

Motion was made to approve staff recommendations

Moved: Council Member Gaudin

Seconded: Mayor Pro Tem Harriman

Comments ensued

Motion passed 4-0

Ayes: Council Member Gaudin, Council Member Irving, Mayor Pro Tem Harriman,
Mayor Becerra
Absent: Council Member Jones

17. Building 321 Interior Demolition, Construction Agreement, Project #CC25-043

Recommendation:

That the Southern California Logistics Airport Authority Board of Directors approve a Construction Agreement with Vertex Civil LLC for Building 321 Interior Demolition, Project #CC25-043, with the total compensation not to exceed \$468,512.26.

Motion was made to approve staff recommendation

Moved: Mayor Becerra
Seconded: Council Member Irving

Motion passed 4-0

Ayes: Council Member Gaudin, Council Member Irving, Mayor Pro Tem Harriman,
Mayor Becerra
Absent: Council Member Jones

18. Caltrans Sustainable Transportation Planning Grant Program

Recommendation:

That the Honorable City Council:

- (1) Authorize the City Manager or his designee to finalize and complete the Caltrans Sustainable Transportation Planning Grant Program application as presented, including the adjustment, modification and/or updating of application materials necessary to prepare a competitive application; and
- (2) Authorize the City Manager or his designee to apply for and execute all documents deemed necessary to apply for funding provided by the Caltrans Sustainable Transportation Planning Grant Program.

Questions ensued

Motion was made to approve staff recommendations

Moved: Mayor Pro Tem Harriman
Seconded: Council Member Gaudin

Comments ensued

Motion passed 4-0

Ayes: Council Member Gaudin, Council Member Irving, Mayor Pro Tem Harriman, Mayor Becerra

Absent: Council Member Jones

19. California State Library Grant Fund Acceptance for Zip Book Project

Recommendation:

That the Honorable City Council adopt Resolution No. 25-005 and No. 25-006, thereby:

(1) Accepting grant funds from the California State Library, providing the City with \$12,198 to aid in the expansion of the Zip Books Project;

(2) Authorizing the City Manager, or his designee to finalize all documents needed to execute the grant contract; and

(3) Amending the annual budget for fiscal year 2024-2025 to reflect an additional appropriation in the amount of \$12,198.

Questions ensued

Motion was made to approve staff recommendations

Moved: Council Member Irving

Seconded: Council Member Gaudin

Comments ensued

Motion passed 4-0

Ayes: Council Member Gaudin, Council Member Irving, Mayor Pro Tem Harriman, Mayor Becerra

Absent: Council Member Jones

20. City Manager Reports

City Manager Keith C. Metzler announced Animal Services will be hosting a free animal adoption, licensing, and microchipping event on Saturday, January 25th, from 9 a.m. to 2 p.m. at the new Animal Care and Adoption Center located on E Street. He also reported on the Eucalyptus Street Infrastructure Restoration Project, stating extensive repairs have been completed on the Eucalyptus storm drain system and water pipelines. City Manager Keith C. Metzler provided an update on the 7th Street Traffic Signal Modification Project and expects work to be completed in the spring of this year. In closing, he announced the Free Shred-Fest

and Compost Giveaway Event being held at the Victor Valley Materials Recovery Facility (MRF) on Saturday, February 1st from 8 a.m. to 12 p.m.

21. Discussion and Possible Action Regarding Upcoming Agenda Items

None

22. Reports from Council Members

Council Member Gaudin reported on her attendance at the Dr. Martin Luther King Jr. peace walk and plaque unveiling.

Mayor Pro Tem Harriman reported he is receiving positive feedback regarding the Eucalyptus Street Infrastructure Restoration Project.

Mayor Becerra reported on her attendance to the Victor Valley Transportation Authority (VVTA) board meeting and announced she will be serving as the Vice-Chair on the VVTA board for another year.

Adjournment

Mayor Becerra adjourned the meeting at 7:18 p.m.

Attest:

Elizabeth Becerra, Mayor

Jennifer Thompson, City Clerk