

# Attachment A



City Council Chambers  
14343 Civic Drive  
Victorville, CA  
[www.victorvilleca.gov](http://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, June 6, 2023**

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

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

**Call to Order**

**Roll Call**

**Present:** Council Member Gomez, Council Member Harriman, Council Member Irving, Mayor Pro Tem Becerra, Mayor Jones

**Absent:** None

**Public Comments for Closed Session Items**

None

**Declaration of Closed Session Item(s) by City Attorney**

City Attorney Andre de Bortnowsky announced four (4) closed session items as set forth on the agenda.

## **CITY COUNCIL**

### **A. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION**

Pursuant to Government Code § 54956.9(d)(1)

Case name unspecified: (Disclosure would jeopardize existing settlement negotiations)

### **B. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION**

Pursuant to Government Code § 54956.9(d)(1)

Case name unspecified: (Disclosure would jeopardize existing settlement negotiations)

### **C. CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION**

Pursuant to Government Code § 54956.9(d)(1)

Case Name: Washington Fund V LLC v. Victorville Code Enforcement

Case Number: San Bernardino Superior Court Case No. CIVSB2223451

### **D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8**

Property Location(s): Various parcels located along Yates Road in the City of Victorville and designated as Parcel Nos: APN 3092-351-01, APN 3092-341-01, APN 3092-341-02, APN 3092-341-03, APN 3092-341-04

Former Victor Valley Jr. High School (7<sup>th</sup> Street/Forrest Drive), Parcel Nos: 0478-121-06, 0478-121-05, 0478-121-01, 0478-121-03, 0478-121-04

Former Goodwill/Maverick School (E Street/First Street), Parcel Nos: 0478-154-31, 0478-154-20, 0478-154-22, 0478-154-21, 0478-154-19, 0478-154-18, 0478-154-17, 0478-154-16, 0478-154-15

Hook Park, Parcel No.: 3106-181-03

City Negotiators: Keith C. Metzler, City Manager

Negotiating Parties: Carl Coles, Victor Valley Unified High School District Superintendent

Under Negotiation: Price and Terms for Acquisition of Parcels

## **Recess to Closed Session**

## **6:00 p.m. Regular Session**

## **Call to Order**

## **Roll Call**

**Present:** Council Member Gomez, Council Member Harriman, Council Member Irving, Mayor Pro Tem Becerra, Mayor Jones

**Absent:** None

**Also Present:** City Manager Keith C. Metzler, Deputy City Manager Sophie Smith, Deputy City Manager Jenele Davidson, 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: Father Hyacinth Ibeh of St. Joan of Arc Catholic Church**

**Pledge of Allegiance: Police Captain John Wickum**

### **City Clerk Presents Agenda/Revisions to Agenda**

City Clerk announced one (1) revision. Revision to agenda item 3: Attachment J has 4 new pages that will be replacing pages 164, a portion of 194, 195, 230, and 325.

### **Conflict of Interest Declarations**

There were no conflicts of interest reported.

### **Introduction to Public Comments**

Mayor Jones provided an opening statement regarding public comments.

### **Public Comments**

The following people spoke:

Harry Jackson spoke on general items

Monte Townley spoke on general items

Claudia Sandoval spoke on general items

Lydia Marsala spoke on item numbers 17, 18, and 19

DeBorah Harris spoke on general items

Caitlyn Quick spoke on item number 2 and general items

Edith Rogers spoke on general items

The Chair called a recess at 6:35 p.m.

Recess concluded at 6:41 p.m.

### **PUBLIC HEARING(S)**

1. Consideration of Resolution Nos. VWD 23-009 and VWD 23-010 - Resolutions of the Board of Directors of the Victorville Water District making its determination to Fix, Levy, and Collect Standby Charges for Fiscal Year 2023-2024

#### **Recommendation:**

That the Honorable Victorville Water District Board of Directors:

- (1) Conduct a public hearing, receive testimony for the adoption of proposed Resolution Nos. VWD 23-009 and VWD 23-010, and close the public hearing;
- (2) Adopt Resolution No. VWD 23-009 entitled, "A Resolution of the Board of Directors of the Victorville Water District making its determination to Fix, Levy, and Collect Standby Charges for Water Improvement District One for Fiscal Year 2023-2024"; and
- (3) Adopt Resolution No. VWD 23-010 entitled, "A Resolution of the Board of Directors of the Victorville Water District making its determination to Fix, Levy, and Collect Standby Charges for Water Improvement District Two for Fiscal Year 2023-2024".

Questions ensued

The Chair opened the Public Hearing

There were no speakers

The Chair closed the Public Hearing

Motion was made to approve staff recommendations

Moved: Council Member Harriman

Seconded: Mayor Pro Tem Becerra

Motion passed 4-1

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

Noes: Council Member Gomez

2. Urgency Ordinance No. 2439 and Ordinance 2440 Amending and/or Temporarily Suspending Certain Provisions of Chapters 7.04 And 7.05 of Title 7 (Animals) of the Victorville Municipal Code for the Purposes of Addressing an Imminent Lack of Animal Sheltering Capacity and Facilities on the City, Revising Fee Provisions, Updating References to Responsible Personnel, and Declaring the Urgency Thereof

**Recommendation:**

That the Honorable City Council:

- (1) Open, conduct, and close a public hearing to receive citizen comments regarding Urgency Ordinance No. 2439 and the Municipal Code Amendments included therein;
- (2) Make the Environmental Exemption Finding relative to Urgency Ordinance No. 2439 based on Sections 15060(c)(2), 15378(b)(5), and 15301 of the CEQA Guidelines;
- (3) Make the Finding of Urgency;
- (4) Waive full reading and adopt (by four-fifths vote) Urgency Ordinance No. 2439;
- (5) Open, conduct, and close a public hearing to receive citizen comments regarding Ordinance No. 2440 and the Municipal Code Amendments included therein;
- (6) Make the Environmental Exemption Finding relative to Ordinance No. 2440 based on Sections 15060(c)(2), 15378(b)(5), and 15301 of the CEQA Guidelines;
- (7) Introduce Ordinance No. 2440 for adoption and first reading by title only; and
- (8) Waive further reading in full of proposed Ordinance No. 2440.

Questions ensued

The Chair opened the Public Hearing

There were no speakers

The Chair closed the Public Hearing

Motion was made to approve staff recommendations

Moved: Council Member Irving

Seconded: Mayor Pro Tem Becerra

Comments ensued

Motion passed 4-1

Ayes: Council Member Harriman, Council Member Irving, Mayor Pro Tem Becerra, Mayor Jones  
Noes: Council Member Gomez

### 3. Annual Budget for Fiscal Year 2023-2024

**Recommendation:**

That Your Honorable City Council, also sitting as the Victorville Library Board of Trustees, Southern California Logistics Airport Authority, Successor Agency to the Victorville Redevelopment Agency, Victorville Water District, and City of Victorville as Housing Asset Successor:

- (1) Open and conduct a Public Hearing;
- (2) Close the Public Hearing;
- (3) Accept the transmittal letter from the Measure P Oversight Committee (MPOC);
- (4) Adopt the attached Resolutions: No. 23-036, LBT 23-001, SCLAA 23-008, R-SA 23-002, VWD 23-008, and CHAS 23-002, respectively, for the Establishment and Adoption of the FY 2023-2024 Annual Budget; and
- (5) That Your Honorable City Council adopt Resolution No. 23-037, establishing and adopting the Fiscal Year 2023-2024 Annual Appropriations Limit in the amount of \$1,426,094,231, pursuant to California State Constitution Article XIII B Government Spending Limitation.

Questions ensued

The Chair opened the Public Hearing

There were no speakers

The Chair closed the Public Hearing

Motion was made to approve staff recommendations

Moved: Council Member Irving

Seconded: Mayor Pro Tem Becerra

Comments ensued

Motion passed 4-1

Ayes: Council Member Harriman, Council Member Irving, Mayor Pro Tem Becerra, Mayor Jones  
Noes: Council Member Gomez

## CONSENT CALENDAR

### 4. Notice of Completion - Brentwood Park Playground Replacement

**Recommendation:**

That the Honorable City Council accept as complete and authorize the City Manager to sign the Notice of Completion for the Brentwood Park Playground Replacement project.

### 5. Notice of Completion - Center Street Park Playground Replacement

**Recommendation:**

That the Honorable City Council accept as complete and authorize the City Manager to sign the Notice of Completion for the Center Street Park Playground Replacement project.

### 6. Tract Map No. 17516 Securities Reduction

**Recommendation:**

That the Honorable City Council:

- (1) Approve a reduction of 80-percent of the Faithful Performance Securities for the water, sewer, and drainage improvements for Tract Map No. 17516;
- (2) Accept the water, sewer, and drainage improvements for maintenance; and
- (3) Approve a 60-percent reduction of the Faithful Performance Securities for the street improvements for said tract map.

### 7. Tract Map No. 16720 Securities Reduction

**Recommendation:**

That the Honorable City Council:

- (1) Approve a reduction of 80-percent of the Faithful Performance securities for the sewer improvements for Tract Map No. 16720; and
- (2) Accept the sewer improvements for maintenance.

### 8. Tract Map No. 16463 Securities Reduction

**Recommendation:**

That the Honorable City Council:

- (1) Approve a reduction of 80-percent of the Faithful Performance Securities for the water and sewer for Tract Map No. 16463;
- (2) Accept the water and sewer improvements for maintenance; and
- (3) Approve a 60-percent reduction of the Faithful Performance Securities for the Drainage, LMAD, and Street Improvements for said tract map.



**9. Tract Map No. 13816 Securities Reduction**

**Recommendation:**

That the Honorable City Council:

- (1) Approve a reduction of 80-percent of the Faithful Performance Securities for the water and sewer improvements for Tract Map No. 13816;
- (2) Accept the water and sewer improvements for maintenance; and
- (3) Approve a 60-percent reduction of the Faithful Performance Securities for the LMAD and Street Improvements for said tract map.

**10. Second Reading of Ordinance No. 2437**

**Recommendation:**

That the City Council adopt, by second reading, Ordinance No. 2437 amending Chapter 2.22 of the Victorville Municipal Code (Personnel Merit System) for the purpose of reducing the probationary period from twelve to six months with respect to lateral hires of Firefighter/Paramedics.

**11. Payroll Warrant List**

**Recommendation:**

That the City Council and Board of Directors ratify Payroll Demand Schedule No. 10B for Payroll Period March 31, 2023, through April 14, 2023, in the amount of \$1,887,484.70 covering Check Nos. 33367 through 33387, including Vendor checks. Please note employee Check No. 33378 has a live Check and an EFT Advice. Also included are Advice Nos. 299514 through 300010, per adopted budget for Fiscal Year 2022-2023 (period covering July 1, 2022, through June 30, 2023).

**12. Commercial Demand Schedule No. 22**

**Recommendation:**

That the City Council and Board of Directors ratify Commercial Demand Schedule No. 22 in the amount of \$19,912,090.03, covering Electronic Fund Transfers No. 334732 through 335066 and Warrant No. 790361 through 790650 for 05/05/2023 through 05/25/2023 and Wire Transfers dated 05/24/2023 through 05/25/2023, per the adopted budget for Fiscal Year 2022-2023 for the period covering July 1, 2022, through June 30, 2023.

Motion was made to approve staff recommendations for Consent Calendar items 4 through 12.

Moved: Council Member Irving  
Seconded: Mayor Pro Tem Becerra

Motion passed, with Council Member Gomez voting no on item 10

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

### **WRITTEN COMMUNICATIONS**

#### **13. Benefits Resolution No. 23-038 and Table of Organization**

**Recommendation:**

That the Honorable City Council adopt Benefits Resolution No. 23.038, revising the Table of Organization and Compensation Schedule, effective July 1, 2023.

Questions ensued

Motion was made to approve staff recommendation

Moved: Mayor Pro Tem Becerra

Seconded: Council Member Harriman

Comments ensued

Motion passed 5-0

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

#### **14. Annual Confirmation of Maintenance Assessment Districts for Fiscal Year 2023/2024**

**Recommendation:**

That the Honorable City Council:

(1) Approve Resolution Nos. 23-039, 23-042, 23-045, and 23-048 authorizing the initiation of proceedings for the annual levy of assessments for the Drainage Facilities Assessments Districts, Landscaping Maintenance Assessment Districts, Maintenance Assessment Districts, and the City-Wide Streetlight Assessment District for Fiscal Year 2023/2024;

(2) Approve Resolution Nos. 23-040, 23-043, 23-046, and 23-049 preliminarily approving the consolidated Engineer's Reports filed in support of the levy of assessments for Fiscal Year 2023/2024; and

(3) Approve Resolutions Nos. 23-041, 23-044, 23-047, and 23-050 declaring its intention to levy the maintenance assessment districts for Fiscal Year 2023/2024 and setting a Public Hearing date of June 20, 2023.

Questions ensued

Motion was made to approve staff recommendations

Moved: Mayor Pro Tem Becerra  
Seconded: Council Member Harriman

Comments ensued

Motion passed 4-1

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

Noes: Council Member Gomez

**15. Vacation of an Offer of Dedication of a Drainage Easement on Tract Map No. 17316**

**Recommendation:**

That the Honorable City Council:

- (1) Find the dedication vacation not subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15060(c)(2) and 15060(c)(3); and
- (2) Adopt Resolution No. 23-036 vacating the dedication as described and depicted by the exhibits attached thereto and ordering the recordation of the same.

Questions ensued

Motion was made to approve staff recommendations

Moved: Mayor Pro Tem Becerra  
Seconded: Council Member Harriman

Comments ensued

Motion passed 4-1

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

Noes: Council Member Gomez

**16. Multiple Roof Replacements Project #CC23-104**

**Recommendation:**

That the Southern California Logistics Airport Authority Board of Directors:  
(1) Approve the award of a Standard Construction Agreement to Universal Coatings Inc. ("Universal"), for Multiple Roof Replacements Project #CC23-104 ("Project") in the amount not to exceed \$768,000; and  
(2) Adopt Resolution No. SCLAA 23-009 amending the 2022/2023 budget increasing expenditures in Fund 450 by \$53,000.

Questions ensued

Motion was made to approve staff recommendations

Moved: Council Member Irving

Seconded: Council Member Harriman

Comments ensued

Motion 5-0

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

17. Wellness Center Project - Phase 1 Supplemental Work Order (SWO) Nos. 10 and 11 and Phase 2 SWO Nos. 4 through 8

**Recommendation:**

That the Honorable City Council approve for the Wellness Center construction contracts: for Phase 1, SWO Nos. 10 and 11, resulting in an increase not to exceed \$440,686.96; and for Phase 2, SWO Nos. 4 through 8, resulting in an increase not to exceed \$1,845,237.79.

Questions ensued

Motion was made to approve staff recommendation

Moved: Mayor Pro Tem Becerra

Seconded: Council Member Harriman

Comments ensued

Motion passed 4-1

Ayes: Council Member Harriman, Council Member Irving, Mayor Pro Tem Becerra, Mayor Jones  
Noes: Council Member Gomez

The Chair called a recess at 8:43 p.m.

Recess concluded at 8:49 p.m.

Motion was made to consider items 18 and 19 concurrently

Moved: Council Member Irving  
Seconded: Mayor Pro Tem Becerra

Motion passed 4-1

Ayes: Council Member Harriman, Council Member Irving, Mayor Pro Tem Becerra, Mayor Jones  
Noes: Council Member Gomez

18. Consultant/Professional Services Provider Agreement with Symba Center as Wraparound Services Provider of the Interim Shelter and Wellness Center

**Recommendation:**

That the Honorable City Council:

- (1) Approve a Consultant/Professional Services Provider Agreement with Symba Center, for an initial twenty-three (23) month term, through June 30, 2025, to provide the Wraparound Services at the Interim Shelter and Wellness Center that includes start-up funds in an amount not to exceed \$1,312,565.00 that will be later reimbursed back to the City; and
- (2) Authorize non-substantive changes to the Consultant/Professional Services Provider Agreement, if necessary, as agreed upon by the City Manager and City Attorney.

19. Consultant/Professional Services Provider Agreement with Hope the Mission as Shelter Operator of the Wellness Center

**Recommendation:**

That the Honorable City Council:

- (1) Approve a Consultant/Professional Services Provider Agreement with Hope the Mission, for an initial twenty-three (23) month term through June 30, 2025, to provide the Shelter Operator services at the Wellness Center in an amount not to exceed \$6,254,296.57; and
- (2) Authorize non-substantive changes to the Consultant/Professional Services Provider Agreement, if necessary, as agreed upon by the City Manager and City

Attorney.

Questions ensued

Motion was made to approve staff recommendations

Moved: Council Member Irving  
Seconded: Mayor Pro Tem Becerra

Comments ensued

Motion passed 4-1

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

Noes: Council Member Gomez

- 20.** General Services Provider Standard Agreement between Allied Universal Security Services and the Southern California Logistics Airport Authority for Security Services Project CC23-100

**Recommendation:**

That Your Honorable Southern California Logistics Airport Authority Board of Directors approve the award of a General Services Provider Standard Agreement ("Agreement") to Allied Universal Security Services in the amount not to exceed \$406,151.75 for Security Services, Project CC23-100.

Questions ensued

Motion was made to approve staff recommendation

Moved: Mayor Pro Tem Becerra  
Seconded: Council Member Harriman

Motion passed 5-0

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

- 21.** Law Enforcement Contract #94-909-A-51, Memorandum of Understanding with the Victor Valley Union High School District, Victor Elementary School District, and

Adelanto Elementary School District to Fund School Resource Officers and Agreement Between the City of Victorville and Macerich Victor Valley, LP

**Recommendation:**

That the Honorable City Council:

- (1) Approve the Fifty-First Amendment to Law Enforcement Contract #94-909-A-51 for the period of July 1, 2023, through June 30, 2024, and authorize the Mayor or her designee to process all documents required for this agreement;
- (2) Approve the Memorandum of Understanding (MOU) by and between the City of Victorville and the Victor Valley Union High School District, the Victor Elementary School District, and the Adelanto Elementary School District for the same period to fund School Resource Officers, and authorize the City Manager or his designee to process all documents required for the agreement; and
- (3) Approve the agreement by and between the City of Victorville and Macerich Victor Valley, LP (Macerich) for one Deputy and authorize the City Manager or his designee to process all documents required for the agreement.

Questions ensued

Motion was made to approve staff recommendations

Moved: Mayor Pro Tem Becerra

Seconded: Council Member Harriman

Comments ensued

Motion passed 4-1

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

Noes: Council Member Gomez

**22. Cancellation of the July 4, 2023, regular City Council meeting**

**Recommendation:**

Any action is at the discretion of Your Honorable City Council.

Questions ensued

Motion was made to approve the cancellation of July 4, 2023, City Council Meeting

Moved: Mayor Pro Tem Becerra

Seconded: Council Member Irving

Comments ensued

Motion passed 4-1

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

Noes: Council Member Gomez

Council Member Gomez rescinded her vote

Motion passed 5-0

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

## **23. City Manager Reports**

City Manager Keith C. Metzler announced that Saturday, June 14<sup>th</sup>, 2023, is the Contractor Workshop. A free event from 9:00 am to 12:00 pm at Victorville City Hall. He also announced the Summer Reading Program registration is open. It will be at no cost at the Victorville City Library from June 19<sup>th</sup> through July 28<sup>th</sup>. The Summer Concert Series will be held on June 16<sup>th</sup>, June 23<sup>rd</sup>, July 7<sup>th</sup>, and July 14<sup>th</sup> at Hook Park from 6:00 pm to 8:30 pm.

## **24. Discussion and Possible Action Regarding Upcoming Agenda Items**

Motion was made to agendize an item for the June 20, 2023, City Council meeting regarding an update on the Wellness Center's approximate opening date.

Moved: Council Member Gomez

Seconded: Council Member Irving

Motion passed: 5-0

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

Motion was made to agendize an item for discussion and possible action regarding a Fentanyl Awareness and Education Program at staff's convenience.

Moved: Council Member Harriman

Seconded: Mayor Pro Tem Becerra

Motion passed: 5-0



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

Motion was made to agendize an item for discussion and possible action at the June 20, 2023, City Council meeting regarding removing CRIA members Blech and Neri due to unsatisfactory attendance and to authorize a search for their replacement.

Moved: Mayor Jones  
Seconded: Council Member Harriman

Motion passed: 5-0

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

Motion was made to agendize an item for discussion and possible action at the soonest possible Regular City Council Meeting regarding citywide landscape beautification and upkeep, regardless of LMAD revenue's deficiencies.

Moved: Mayor Jones  
Seconded: Council Member Gomez

Motion passed: 5-0

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

## **25. Reports from Council Members**

Council Member Gomez reported on her involvement with the community.

Council Member Harriman reported on his attendance to the League of California Cities Division meeting in Mammoth.

Mayor Pro Tem Becerra reported that Victor Valley Transit Authority now has a Sheriff's Deputy assigned to the bus routes.

Mayor Jones reported on her attendance to the League of California Cities Division meeting in Mammoth with Member Harriman. She also attended the memorial service at the Federal Corrections Complex in remembrance of those Federal Corrections Officers that lost their lives in the line of duty. Mayor Jones reported on the successful Grand Opening of the Green Tree Bridge. She also reported that three Council Members attended the City County Conference in Lake Arrowhead where she was the emcee.

**Adjournment**

Mayor Jones adjourned the meeting at 9:46 pm

Attest:

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Debra Jones, Mayor

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Jennifer Thompson, City Clerk