



P A L M D A L E
a place to call home

**CITY COUNCIL MEETING
SUCCESSOR AGENCY
PALMDALE CIVIC AUTHORITY
CITY COUNCIL CHAMBERS
38300 SIERRA HIGHWAY
SUITE B
PALMDALE, CA 93550
WEDNESDAY, JANUARY 12, 2022
5:00 PM
7:00 PM
www.cityofpalmdale.org**

WELCOME

As a result of the dramatic increase in COVID-19 cases, and our desire to keep both the public and City staff safe, the public will be permitted to physically attend the City Council meeting scheduled for January 12, 2022, including public seating available at limited capacity. Masks are required to be worn by all persons in attendance. It is recommended that all citizens practice social distancing to the extent possible while in attendance. Councilmembers may choose to participate in person or via conference call.

How to observe the meeting virtually:

1. Spectrum local access Channel 27
2. Online live webcast at www.cityofpalmdale.org.

How to Submit Public Comments:

VERBAL PUBLIC COMMENT DURING THE MEETING – (ZOOM Number: US: +1 346
248 7799 Webinar ID: 881 2541 7461 Passcode: 517332

Webinar attendee link [https://us06web.zoom.us/j/88125417461?
pwd=eStDTnNQUE5XTy91aHJzbXZhcW84UT09](https://us06web.zoom.us/j/88125417461?pwd=eStDTnNQUE5XTy91aHJzbXZhcW84UT09).

Verbal comments must be limited to three (3) minutes. Public comments submitted will

become part of the official meeting record.

The safety and well-being of employees and the public remains the City's top priority. The City of Palmdale appreciates your patience and understanding during these challenging times.

The City Council is making every effort to follow the spirit and intent of the Brown Act and other applicable laws regulating the conduct of public meetings in order to maximize transparency and public access.

In accordance with the Americans with Disabilities Act of 1990, if you require a disability-related modification or accommodation to participate in this meeting, please contact the City Clerk's Office at (661) 267-5151 at least 72 hours prior to the meeting.

If you require oral Spanish translation, please contact the City Clerk's Office at (661) 267-5151 at least 72 hours prior to the meeting.

Your courtesy is requested to help our meetings run smoothly. If you'll be kind enough to follow these simple rules, we can make the best possible use of your time and ours:

- Please refrain from public displays or outbursts, such as unsolicited applause, comments, cheering, foul language or obscenities.
- Any disruptive activities that substantially interfere with the ability of the City Council to carry out its meeting will not be permitted and offenders will be asked to leave the meeting.
- Please turn off/mute your cell phones and mobile devices.

5:00 P.M.

1. MAYOR TO CALL MEETINGS TO ORDER

2. ROLL CALL

MAYOR/CHAIR HOFBAUER, MAYOR PRO TEM/VICE CHAIR LOA,
COUNCILMEMBERS/DIRECTORS CARRILLO, BISHOP, BETTENCOURT

3. PUBLIC COMMENTS

Now is the time for public participation for any person wishing to speak to the City Council on matters listed or not listed on the agenda, within the jurisdiction of the City Council. If you are attending the meeting by phone, please press *9 to "raise your hand." If attending by personal computer, please click the "raise your hand" button. Press *6 to un-mute yourself, state your name and begin speaking. PLEASE NOTE: A three-minute limit is imposed on each speaker.

4. PRESENTATION BY CITY ATTORNEY

4.1 CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

The existing facts and circumstances that constitute a significant exposure to litigation are detailed in the following claim received by the City, which is available for public inspection pursuant to Government Code Section 54957.5:

Claimant: Maithi Ricci
City Claim No.: 2021-047
Date Filed: 9/27/21
Date of Loss: 9/22/21

4.2 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (ANNUAL EVALUATION)

Title: City Manager
Name: J.J. Murphy

This closed session is being held pursuant to the authority of California Government Code Section 54957.

4.3 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (ANNUAL EVALUATION)

Title: City Attorney
Name: Christopher Beck

This closed session is being held pursuant to the authority of California Government Code Section 54957.

4.4 CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: Eight cases.

A point has been reached where, in the opinion of the City on the advice of the City Attorney, based on existing facts and circumstances, there is a significant exposure to litigation against the City. The City believes that the facts and circumstances that might result in litigation against the City are not yet known to a potential plaintiff or plaintiffs.

- 4.5 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
Donald D'Angelo v. County of Los Angeles, et al
Los Angeles County Superior Court
Case No. 21AVC00441
- 4.6 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
Raul Herrera v. City of Palmdale, et al.
Los Angeles County Superior Court
Case No. 21AVC00044
- 4.7 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
Gerald and Roberta Dolen v. Builders Fence Company, et al
Los Angeles County Superior Court
Case No. 21AVC00377
- 4.8 The reason for holding a closed session is for the purpose of obtaining authorization and direction from the City Council regarding the possible acquisition of property interests in the following property, generally located near State Route 14 and Avenue Q:

Property Owner: Jim Goltche; Royal Investors Group, LLC; K Land Associates, LLC; Jaz Investment Corp; Royal & Aframian LLC; 26 Maple LLC.
Property: APNs 3008-041-002~007
City Negotiator: Steve Hofbauer

This closed session is being held pursuant to the authority of California Government Code Section 54956.8. Closed session is recommended because the City Council will be instructing the negotiator regarding terms and conditions, including price, for the possible purchase of the real property identified above.

5. ANNOUNCEMENT BY CITY ATTORNEY

6. ADJOURN CLOSED SESSION MEETING

7:00 P.M.

7. PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE IN HONOR OF OUR TROOPS

8. PRESENTATIONS

- 8.1 Presentation by City Manager Murphy of the City of Palmdale's Warrior Award to

Becky Bartlett.

- 8.2 Presentation of a Proclamation by Mayor and Council declaring January as Firefighter Cancer Awareness Month in the City of Palmdale.
- 8.3 Presentation of a Proclamation by Mayor and Council declaring January as Cervical Cancer Awareness Month in the City of Palmdale.
- 8.4 Presentation of a Proclamation by Mayor and Council declaring January as National Blood Donor Month in the City of Palmdale.
- 8.5 Presentation of a Proclamation by Mayor and Council declaring January 17, 2022 as Martin Luther King, Jr. Day in the City of Palmdale.
- 8.6 Presentation of a cute critter available for adoption at the Palmdale Animal Care Center.

9. WAIVER OF FULL READING OF RESOLUTION(S) and ORDINANCE(S)

Staff Recommendation: Move to waive full reading of the Resolution (s) and/or Ordinance(s) to be considered and voted on at this meeting.

10. PUBLIC COMMENTS

Now is the time for public participation for any person wishing to speak to the City Council on matters listed or not listed on the agenda, within the jurisdiction of the City Council. If you are attending the meeting by phone, please press *9 to "raise your hand." If attending by personal computer, please click the "raise your hand" button. Press *6 to un-mute yourself, state your name and begin speaking. PLEASE NOTE: A three-minute limit is imposed on each speaker.

11. PALMDALE CIVIC AUTHORITY CONSENT CALENDAR

- 11.1 Adopt Resolution No. PCA 2022-001, a Resolution of the Palmdale Civic Authority of the City of Palmdale fixing the time and place for regular meetings. (Staff Reference: City Attorney Beck)

[StaffReport_Resolution PCA 2022-001 updated.docx](#)

[PCA.Reso.MeetingDates.1.12.22 updated.docx](#)

[PCA 1988-002 re PCA Regular Meeting.pdf](#)

[PCA_BYLAWS_1988.pdf](#)

12. CONSENT CALENDAR

All matters listed under the Consent Calendar will be enacted by one motion unless an item(s) is pulled by Council, in which case the item(s) will be removed from the Calendar and will be considered separately following this portion of the Agenda.

- 12.1 Receive and file the monthly investment activity reports for November 2021. (Staff Reference : Finance Manager Kang)
[01 Staff_Report_-_Investment_Report_November_2021.docx](#)
[02 November 2021 Monthly Investement Reports City & SA.pdf](#)
- 12.2 Adopt Resolution No. CC 2022-008, a Resolution of the City Council of the City of Palmdale stating the City's Investment policy and repealing Resolution No. CC 2021-029. (Staff Reference: Finance Manager Kang)
[1. Staff Report - City Investment Policy 1.12.22.docx](#)
[Reso CC 2022-008 - Investment Policy 2022.docx](#)
- 12.3 Adopt Resolution No. CC 2022-009, a Resolution of the City Council of the City of Palmdale stating the City's Investment policy for City contributions to the Retiree HRA and the Retiree HPS Plan and repealing Resolution No. CC 2021-030. (Staff Reference: Finance Manager Kang)
[2. Staff Report - City Retiree Investment Policy 1.12.22.docx](#)
[Reso CC 2022-009 - Retiree Investment Policy 2022.docx](#)
- 12.4 Adopt Resolution No. SA 2022-001, a Resolution of the Successor Agency to the Community Redevelopment Agency of the City of Palmdale approving the Administrative Budget for the Period of July 1, 2022 through June 30, 2023 (Administrative Budget 22-23). (Staff Reference: Finance Manager Kang)
[2. Staff Report - SA Adminstrative Budget 1.12.22.docx](#)
[Reso SA 2022-001 - Approve Administrative Budget 22-23.doc](#)
[Reso OB 2022-001 Exhibit A Admin Budget.xls](#)
- 12.5 Adopt Resolution No. SA 2022-002, a Resolution of the Successor Agency to the Community Redevelopment Agency of the City of Palmdale approving the Recognized Obligation Payment Schedule (ROPS 22-23) for the period of July 1, 2022 through June 30, 2023. (Staff Reference: Finance Manager Kang)
[1. Staff Report - ROPS 1.12.22.docx](#)
[Reso SA 2022-002 - Approve ROPS 22-23.doc](#)
[ROPS 22-23 Successor Agency.pdf](#)
- 12.6 Adopt Resolution No. CC 2022-002, a Resolution of the City Council of the City of Palmdale authorizing the sale of rights to certain excess water to Antelope Valley-East Kern Water Agency and Palmdale Water District; and actions related thereto. (Staff Reference: Director of Public Works Heffernan)
[SR_Sale_of_Water_Rights.docx](#)
[Resolution CC 2022-002.doc](#)
[AVEK 2020 Water Transfer Term Sheet.pdf](#)
[PWD Water Transfer Term Sheet.pdf](#)

- 12.7 Adopt Resolution No. CC 2022-012, a Resolution of the City Council of the City of Palmdale authorizing the execution of an Emergency Mutual Response Agreement between member of Antelope Valley Agencies. (Staff Reference: Director of Public Works Heffernan)
[01-12-2022-Staff_Report_Resolution Mutual Response Agreement.docx](#)
[Resolution_CC_2022-012_Mutual_response_Agreement_.doc](#)
[Mutual Response Agreement - Antelope Valley Agencies COP FINAL.docx](#)
[Exhibit A-Mutual Response Agreement.pdf](#)
- 12.8 Notice of Completion - Accept completed project with Sully-Miller Contracting Company for the 2021 Arterial Overlay Project. (Staff Reference: Director of Public Works Heffernan - Presented by Deputy Director of Public Works Glidden)
[SR NOC 805 Arterial Overlay Project.docx](#)
[Signed NOC PN 805.pdf](#)
- 12.9 Notice of Completion - Accept completed project with Manhole Adjusting, Inc., for the 2021 Local Street Cape Seal Project. (Staff Reference: Director of Public Works Heffernan - Presented by Deputy Director of Public Works Glidden)
[SR NOC 806 Cape Seal Project.docx](#)
[Signed NOC PN 806.pdf](#)
- 12.10 Adopt Resolution Nos. CC 2022-003 and CC 2022-004. (Staff Reference: Director of Public Works Heffernan)
- Resolution No. CC 2022-003, a Resolution of the City Council of the City of Palmdale initiating proceedings for the formation of the City of Palmdale Landscape Maintenance Assessment District No. 2020-290, describing the proposed improvements to serve said district, and ordering the preparation of the Engineer's Reports; **and**
- Resolution No. CC 2022-004, a Resolution of the City Council of the City of Palmdale declaring its intention to form the City of Palmdale Landscape Maintenance Assessment District No. 2020-290, preliminarily approving the Engineer's Report, and setting a time and place for hearing protest.
[LMD 2020-290 SR-Intent rev.doc](#)
[CC 2022-003 Initiating Proceedings.doc](#)
[CC 2022-004 Reso Intent to Form.doc](#)
[LMD 2020-290 Engineer's Report_Updated.pdf](#)
- 12.11 Notice of Completion - Accept Public Improvements for Tract 66687 located at Fairway Drive, 600 feet north of Rancho Vista Boulevard. (Staff Reference: Director of Public Works Heffernan)
[SR-01122022 TR66687 18-31.docx](#)

[EXHIBIT A 18-31.docx](#)
[EXHIBIT B.docx](#)
[Signed NOC TR 66687.pdf](#)

12.12 Adopt Resolution No. CC 2022-010, a Resolution of the City Council of the City of Palmdale authorizing the City Traffic Engineer or his designee to install, remove or modify "No Parking" and "No Stopping" signs on arterial roadways, expressways, and frontage roads. (Staff Reference: Director of Public Works Heffernan)
[SR Resolution CC2022-010 Parking and No Stopping Modifications.docx](#)
[Resolution 2022-010 Modifying Parking.doc](#)

12.13 Adopt Resolution No. CC 2022-006, a Resolution of the City Council of the City of Palmdale amending the City's Classification and Pay Plan for General Positions. (Staff Reference: Human Resources Manager Nevarez)
[Staff_Report_Resolution_CC_2022.1.12.22_General_Positions.docx](#)
[Resolution CC 2022.1.12.22_Genral_Positions.doc](#)
[1.1.22 CLASSIFICATION AND PAY PLAN General Positions.doc](#)
[1.1.22 Salary Schedule General Positions.xls](#)

12.14 Adopt Resolution No. CC 2022-007, a Resolution of the City Council of the City of Palmdale amending the City's Classification and Pay Plan for Parks and Recreation Unbenefited Positions. (Staff Reference: Human Resources Manager Nevarez)

[Staff_Report_Resolution_CC_2022.1.12.22_P & R_PT_Positions.docx](#)
[Resolution CC 2022.1.12.22_P & R_Unbenefited.doc](#)
[1.1.22 CLASSIFICATION AND PAY PLAN RECREATION.doc](#)
[1.1.22 Salary Schedule Recreation.xls](#)

12.15 Adopt Resolution No. CC 2022-015, a Resolution of the City Council of the City of Palmdale authorizing Remote Teleconference Meetings of the City Council and all Subordinate Bodies for the period of January 21, 2022 through February 20, 2022. (Staff Reference: City Attorney Beck)
[1.12.22 Staff_Report_-_Resolution_of_the_City_Council_Authorizing_Remote_Teleconference_Meetings__Reso_No._CC_2022.doc](#)

12.16 Approve the minutes from the previous meetings. (Staff Reference: City Clerk/Agency Secretary Smith)

CC - October 20, 2021
CC - October 28, 2021
CC - November 1, 2021
CC/SA - November 3, 2021
CC/SA - November 17, 2021

CC/SA - December 1, 2021
CC - December 15, 2021
[CC Minutes 10 20 2021 final.pdf](#)
[CC Minutes 10 28 2021 final.pdf](#)
[CC Minutes 11 01 2021 final.pdf](#)
[CC SA HA Minutes 11 03 2021 final.pdf](#)
[CC SA HA Minutes 11 17 2021 final.pdf](#)
[CC 12 1 2021 5pm 7pm final.pdf](#)
[CC Minutes 12 15 2021 5pm 7pm final.pdf](#)
[CC Minutes 12 15 2021 6pm 7pm final.pdf](#)

13. APPOINTMENT

- 13.1 Approve Reappointment of Public Member to the Palmdale Recycled Water Authority. (Staff Reference City Clerk Smith)

[1_12_22_PRWA_Reappointment_ss.docx](#)
[JPA PRWA A-4113.pdf](#)

14. PUBLIC HEARING

- 14.1 Public Hearing to receive input from the community regarding the redrawing of election district boundaries. (Staff Reference: City Clerk Smith)

[1 12 22 Redistricting Public Hearing_sss.docx](#)

- 14.2 Public Hearing and Review of Proposed Ordinance No. 1576 for adoption. (Staff Reference: Director of Public Works Heffernan)

ORDINANCE NO. 1576, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMDALE AMENDING CHAPTER 10.04 OF TITLE 10 OF THE PALMDALE MUNICIPAL CODE RELATING TO VEHICLES AND TRAFFIC.

Staff Recommendation: Adopt Ordinance No. 1576

[SR Ordinance 1576.docx](#)
[Ordinance 1576 Adopting Speed Limits 12.7.21.docx](#)
[City of Palmdale Speed Survey Summary Final.pdf](#)

- 14.3 Public Hearing and Review of Proposed Ordinance No. 1577 for adoption. (Staff Reference: City Attorney Beck)

ORDINANCE NO. 1577, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMDALE TO PREVENT THE USE OF MANDATORY COVID-19 VACCINATIONS AND THE USE OF VACCINE PASSPORTS

[StaffReport_Vaccine_Mandates_1.12.22.docx](#)
[Vaccine.Mandates.1.12.22.Ord.CAO.docx](#)

- 14.4 Public Hearing and Review of Proposed Ordinance No. 1578 for adoption. (Staff Reference: City Attorney Beck)

ORDINANCE NO. 1578, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMDALE AMENDING PALMDALE MUNICIPAL CODE SECTION 2.08.040 RELATING TO THE SETTING OF REGULAR MEETING DATES OF THE CITY COUNCIL.

[StaffReport_CCMeetingDate_1.12.22v1.docx](#)
[Ordinance_No._1578_-
_AN_ORDINANCE_OF_THE_CITY_OF_PALMDALE_AMENDING_PALMDALE_MU](#)

- 14.5 Public Hearing and Review of Proposed Resolution No. CC 2022-001 for adoption. (Staff Reference: Finance Manager Kang)

RESOLUTION NO. CC 2022-001, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE, AUTHORIZING USE OF THE BOND OPPORTUNITIES FOR LAND DEVELOPMENT (“BOLD”) PROGRAM AND AUTHORIZING THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY TO ACCEPT APPLICATIONS FROM PROPERTY OWNERS, CONDUCT PROCEEDINGS AND LEVY SPECIAL TAXES WITHIN THE TERRITORY OF THE CITY OF PALMDALE PURSUANT TO THE MELLO-ROOS COMMUNITY FACILITIES ACT OF 1982, AS AMENDED; AND AUTHORIZING RELATED ACTIONS

Staff Recommendation: Adopt Resolution No. CC 2022-001

[Staff Report CMFA BOLD Program.docx](#)
[Resolution CC 2022-001 Authorize BOLD Program Loan v2.doc](#)
[2 Palmdale - Public Hearing Notice re BOLD Official-NEW.docx](#)

- 14.6 Public Hearing and Review of Proposed Resolution No. CC 2022-005 for adoption. (Staff Reference: Director of Public Works Heffernan)

RESOLUTION NO. CC 2022-005, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE CONFIRMING THE BALLOT RESULTS TO DETERMINE THAT NO MAJORITY PROTEST EXISTS IN THE PROCEEDINGS, AND ORDERING THE FORMATION OF THE CITY OF PALMDALE LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT NO. 2020-290

Staff Recommendation: Adopt Resolution No. CC 2022-005.

[LMD_2020-290_SR-Public_Hearing_rev.doc](#)
[CC 2022-005 Confirming No Majority Protest Exists.docx](#)

- 14.7 Public Hearing and Review of Proposed Resolution No. CC 2022-011 for adoption. (Staff Reference: Director of Economic and Community Development Garibay - Presented by Senior Planner Magana)

RESOLUTION NO. CC 2022-011, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE APPROVING GENERAL PLAN AMENDMENT 21-004 FOR THE DRAFT 2021-2029 HOUSING ELEMENT, DIRECT CITY STAFF TO MAKE MINOR REVISIONS TO THE ADOPTED HOUSING ELEMENT IF REQUIRED BY THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT PRIOR TO CERTIFICATION AND FIND THAT THE ADDENDUM TO ENVIRONMENTAL IMPACT REPORT 11-01, PREVIOUSLY CERTIFIED BY THE CITY OF PALMDALE IN 2012, IS APPROPRIATE FOR THE PROJECT.

Staff Recommendation: Adopt Resolution No. CC 2022-011
[STAFF_REPORT-Reso No. CC2022-011_1-12-21.docx](#)
[DRAFT 2021-2029 HOUSING ELEMENT.pdf](#)
[Reso_No._CC_2022-011-Attachments.pdf](#)

15. NEW BUSINESS

- 15.1 Discuss potential amendments to the Palmdale Municipal Code (Chapter 8, et seq.) regarding regulation of smoking in the City of Palmdale, and provide direction to staff. (Staff Reference: City Attorney Beck)
[StaffReport_Proposed_Smoking_Ordinance_Amendments_-_Discussion_Item_1.12.22 \(2\).docx](#)

16. INFORMATIONAL REPORT FROM MAYOR AND / OR COUNCILMEMBERS ON THEIR VARIOUS COMMITTEE MEMBERSHIPS AND MEETINGS ATTENDED AT PUBLIC EXPENSE

- 16.1 COMMITTEE MEMBERSHIPS.

- ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT
- ANTELOPE VALLEY TRANSIT AUTHORITY
- CALIFORNIA CONTRACT CITIES ASSOCIATION
- CITY OF PALMDALE AUDIT COMMITTEE
- CITY OF PALMDALE INVESTMENT OVERSIGHT COMMITTEE
- HIGH DESERT CORRIDOR JOINT POWERS AUTHORITY
- LEAGUE OF CALIFORNIA CITIES

- LOS ANGELES COUNTY SANITATION DISTRICT
- NORTH LOS ANGELES COUNTY TRANSPORTATION COALITION
- PALMDALE RECYCLED WATER AUTHORITY
- SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS REGIONAL COUNCIL
- UNITED STATES/MEXICO SISTER CITIES ASSOCIATION
- CALIFORNIA STATE PRISON – LOS ANGELES COUNTY, CITIZENS ADVISORY COMMITTEE

[Bettencourt Informational Report 011222.docx](#)

16.2 MEETINGS ATTENDED AT PUBLIC EXPENSE

17. **CITY MANAGER’S REPORT**

18. **CITY COUNCIL REQUESTS FOR NEW AGENDA ITEMS**

19. **Adjourn** meeting to January 19, 2022 at 7:00 p.m. in the City Hall Council Chamber located at 38300 Sierra Highway, Suite B, Palmdale, California.