



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

**CITY COUNCIL MEETING
SUCCESSOR AGENCY
REVISED
CITY COUNCIL CHAMBERS
38300 SIERRA HIGHWAY
SUITE B
PALMDALE, CA 93550
WEDNESDAY, MARCH 2, 2022
5:00 PM
7:00 PM
www.cityofpalmdale.org**

WELCOME

In accordance with the current guidance from the California Department of Public Health and the County of Los Angeles Department of Public Health, the Council Chamber is open for in-person public comment and seating. Masks are required to be worn by all persons in attendance. Councilmembers may choose to participate 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: +1 253
215 8782 Webinar ID: 864 4094 5860 Passcode: 615232

Webinar attendee link [https://us06web.zoom.us/j/86440945860?
pwd=ZVdiWDQxNTFwNm9qY2p6Qm5Rb3pjUT09](https://us06web.zoom.us/j/86440945860?pwd=ZVdiWDQxNTFwNm9qY2p6Qm5Rb3pjUT09).

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 HOFBAUER, MAYOR PRO TEM LOA,
COUNCILMEMBERS 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

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

Closed session is recommended because the City will assess the merits of this matter, and/or threat. Based on existing facts and circumstances, there is a significant exposure to litigation against the City of Palmdale. The existing facts and circumstances that might result in litigation against the City of Palmdale are that the law firm of Shenkman & Hughes has sent letters to the City of Palmdale regarding decennial redistricting process which could amount to a threat of litigation. The aforementioned facts and circumstances are stated as required by Government Code Section 54956.9 (e)(2). Based on the existing facts and circumstances, it is the opinion of the City Attorney that it would prejudice the position of the City of Palmdale to discuss this matter in public or to disclose further circumstances in this potential case. Further, such disclosure may harm any settlement attempts or other efforts to resolve the matter without litigation.

4.2 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: JJ Murphy
City Claim No.: 2022-007
Date Filed: 02/07/2022
Date of Loss: 2020-2022

4.3 This closed session is being held pursuant to California Government Code Section 54957.

APPOINTMENT OF PUBLIC EMPLOYEE

Position: Interim City Manager

Employee: Ronda Perez, Acting City Manager

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 of a cute critter available for adoption at the Palmdale Animal Care Center.
- 8.2 Presentation of a Proclamation by Mayor and Council declaring March as American Red Cross Month in the City of Palmdale.
- 8.3 Presentation of a Proclamation by Mayor and Council declaring March as National Women's History Month in the City of Palmdale.
- 8.4 Presentation of a Commendation by Mayor and Council to Jack Woolbert, naming him City of Palmdale's Veteran of the Year.

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. (Voice Vote - Requires a majority to waive.)

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11. 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.

- 11.1 Receive and file the Monthly Investment Activity Reports for January 2022. (Staff Reference: Finance Manager Kang)

[01 Staff_Report_-_Investment_Report_January_2022.docx](#)

[02_January_2022_Monthly__Investment_Report.pdf](#)

- 11.2 Adopt Resolution No. CC 2022-025, a resolution of the City Council of the City of Palmdale authorizing California Choice Energy Authority (CalChoice) to enter into a long-term renewable energy agreement with Powerex Corporation on behalf of Energy for Palmdale's Independent Choice(EPIC). (Staff Reference: Finance Manager Kang - Presented by Energy Resource Manager Salt)
- [01. 20220302_Palmdale Staff Report Final_EPIC CCA Powerex Resolution_TS.docx](#)
[02. CCEA PCC1 Confirm \(Bal 22-32\) - Palmdale - PWX Executed_Redacted.pdf](#)
[03. 20220302_Palmdale Resolution Final_EPIC CCA Powerex_TS.doc](#)
- 11.3 Approve the First Amendment to Professional Services Agreement with Lance, Soll, & Lunghard, LLP for an additional amount of \$135,000, not to exceed amount of \$210,000 for a four (4) year term through March 30, 2026. (Staff Reference: Finance Manager Kang)
- [01. Staff_Report_-_Agreement_A-7459_Lance Soll Lunghard V2.docx](#)
[A-7459 Amendment1 \(Corrected\)- Lance, Soll, & Lunghard, LLP Signed by Gail.pdf](#)
- 11.4 Approve the application with the California Department of General Services (DGS) to acquire federal and State surplus property. (Staff Reference: Director of Parks and Recreation Smith - presented by Deputy Director of Parks and Recreation Dombrowski)
- [STAFF_REPORT_Adopt_Resolution_No._CC-2022-017_DGS_Surplus_Program.docx](#)
[RESOLUTION_2022-017_DGS_Application.doc](#)
[DGS 2022 Renewal Application.pdf](#)
- 11.5 Approve Legal Services Agreement Between the City of Palmdale and Burke, Williams & Sorensen, LLP in the Amount of \$250,000. (Staff Reference: City Attorney Beck)
- [3_2_2022_Staff Report Burke, Williams, Sorensen, LLP Agreement.docx](#)
[\[Draft\] Legal Services Agreement Between the City of Palmdale and Burke, Williams & Sorensen, LLP \(A-7802\).pdf](#)
- 11.6 Adopt Resolution No. CC 2022-026, A Resolution of the City Council of the City of Palmdale Repealing and Restating the Conflict-of-Interest Code of the City of Palmdale (Staff Reference: City Attorney Beck)
- [Staff Report - Conflict of Interest Code 2022 \(Resolution No. CC 2022-066\).docx](#)
[Resolution_No._CC_2022-026__A_Resolution_of_the_City_Council_of_the_City_of_Palmdale_Repealing_and_of-Interest_Code_of_the_City_of_Palmdale.pdf](#)
[Exhibit A - 18730 Provisions-of-Conflict-of-Interest-Codes.pdf](#)
[Reso No. CC 2022-026 Appendices.docx](#)
- 11.7 Award Construction Agreement with MUSCO Sports Lighting, LLC., for PN 844,

Domenic Massari New LED Baseball Field Lighting, at Domenic Massari Park in an amount not to exceed \$723,183, for a term of 6 months from the date of Notice to Proceed. (Staff Reference: Director of Public Works Heffernan - Presented by Deputy Director of Public Works Glidden)

[PN_844_-_Award_Construction_Contract\(ch\).docx](#)

- 11.8 Accept grant funding from AVAQMD in the amount of \$203,500.00; authorize appropriation of grant funds and \$135,750.28 from Fleet Maintenance unappropriated fund balance; approve Purchase Order No. 20220393 with Terry Equipment, Inc. for new street sweeper with upgraded clean diesel engine technology in an amount not to exceed \$339,250.28. (Staff Reference: Director of Public Works Heffernan)

[SR Street Sweeper \(FINAL\).docx](#)

[1. Agreement No. A-7794 AVAQMD AV0122#7 03.02.22.doc](#)

[2. Agreement No. A-7794 AVAQMD AV0122#7 Exhibit A SOW 03.02.22.doc](#)

[3. Sourcewell Contract No. 093021-GEP.pdf](#)

[4. Terry Equipment, Inc. Quote - GEP M4 Diesel Street Sweeper.pdf](#)

[5. Purchase Order No. 20220393 Terry Equipment, Inc..pdf](#)

- 11.9 Award Construction Agreement with Sully-Miller Contracting Co. for PN 698, Avenue R Complete Streets and Safe Routes Project, in the amount of \$10,960,000 for a term of 400 working days from the date of Notice to Proceed. (Staff Reference: Director of Public Works Heffernan - Presented by Deputy Director of Public Works Glidden)

[PN698_-_Award_Construction \(lg budget update\).docx](#)

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

CC/SA/PCA - February 2, 2022

CC - February 7, 2022

[CC-SA Minutes 02 02 2022 5pm & 7pm.pdf](#)

[CC Minutes 02 07 2022 12 pm.pdf](#)

12. PUBLIC HEARING

- 12.1 Public Hearing and Review of Proposed Resolution No. CC 2022-022 and Ordinance No. 1581 for adoption. (Staff Reference: Director of Economic and Community Development Garibay)

RESOLUTION NO. CC 2022-022, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE APPROVING GENERAL PLAN AMENDMENT TO MODIFY THE GENERAL PLAN LAND USE DESIGNATION FROM LDR (LOW

DENSITY RESIDENTIAL, MAXIMUM OF ONE DWELLING UNIT PER ACRE) TO PF (PUBLIC FACILITIES) FOR THREE CONTIGUOUS PARCELS TOTALING APPROXIMATELY 160 ACRES LOCATED APPROXIMATELY 2,500 FEET WEST OF TIERRA SUBIDA AVENUE AND 2,600 FEET SOUTH OF ELIZABETH LAKE ROAD (GPA 21-001)

ORDINANCE NO. 1581, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMDALE APPROVING A ZONE CHANGE FROM R-1-1 (SINGLE-FAMILY RESIDENTIAL, MINIMUM LOT SIZE OF ONE ACRE) TO PF (PUBLIC FACILITIES) FOR THREE CONTIGUOUS PARCELS TOTALING APPROXIMATELY 160 ACRES LOCATED APPROXIMATELY 2,500 FEET WEST OF TIERRA SUBIDA AVENUE AND 2,600 FEET SOUTH OF ELIZABETH LAKE ROAD (ZC 21-001)

[CC Staff.docx](#)

[CC Resolution 2022-022.doc](#)

[Exhibit III to CC Resolution 2022-022.pdf](#)

[CC Ordinance 1581.doc](#)

- 12.2 Public Hearing and Review of Proposed Ordinance No. U-1582 for adoption. (Staff Reference: Director of Economic and Community Development Garibay)

ORDINANCE NO. U-1582, AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMDALE, AMENDING SECTION 16.40.120 OF THE MUNICIPAL CODE TO INCREASE THE INITIAL TERM OF TENTATIVE MAPS BY ONE YEAR, AND TO INCREASE THE TERM OF CERTAIN PHASED TENTATIVE MAPS BY ONE ADDITIONAL YEAR

[TTM Extension SR.docx](#)

[TTM_Urgency_Ordinance_1582-Final.docx](#)

- 12.3 Public Hearing and Review of Proposed Ordinance No. 1579 for adoption. (Staff Reference: City Attorney Beck)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMDALE ADOPTING A MAP DESCRIBING VOTING DISTRICT BOUNDARIES AND AMENDING CHAPTER 4.10 OF TITLE 4 OF THE PALMDALE MUNICIPAL CODE

Staff Recommendation: Adopt Ordinance No. 1579

[3.2.2022.Ordinance 1579 Staff Report.docx](#)

[\[Proposed\] Ordinance No. 1579 Combined.pdf](#)

- 12.4 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 3.2.22.docx](#)
[Vaccine.Mandates.3.2.22.Ord.CAO.docx](#)

13. APPOINTMENTS

- 13.1 Approve nomination for appointment of the Public Member to the board of directors for Visit Palmdale. (Staff Reference: Director of Economic and Community Development Garibay - Presented by Economic Development Coordinator Gonzalez)

[City_Staff_Report-Visit Palmdale BOD_at-large_FINAL.pdf](#)

- 13.2 Approve District 4 Alternate Member nomination for appointment to the Measure AV Oversight Committee. (Staff Reference: City Clerk Smith)

[3 2 22 MAV Alt Member Appointment.docx](#)
[Ordinance No. 1561.pdf](#)
[MAV_Bylaws.docx](#)

- 13.3 Approve nominations for appointment of three Committee Members and one Alternate Committee Member to the Human Rights Advisory Committee. (Staff Reference: City Clerk Smith)

[3_2_2022_Human_Rights_Advisory_Committee_Appointment_SR.docx](#)
[1550.pdf](#)
[1561.pdf](#)
[HRAC Bylaws.docx](#)

14. NEW BUSINESS

- 14.1 Discuss potential move to five Council districts and rotating mayor. (Staff Reference: City Attorney Beck)

[StaffReport_Modifying Districts.3.2.22.docx](#)

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

- 15.1 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

15.2 MEETINGS ATTENDED AT PUBLIC EXPENSE

[Bettencourt Informational Report 030222.docx](#)

16. **CITY MANAGER’S REPORT**

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

18. **Adjourn** meeting to March 16, 2021 at 7:00 p.m. in the City Hall Council Chamber located at 38300 Sierra Highway, Suite B, Palmdale, California.