



PALMDALE

a place to call home

**CITY COUNCIL MEETING
SUCCESSOR AGENCY/HOUSING AUTHORITY
INDUSTRIAL DEVELOPMENT AUTHORITY/PALMDALE AIRPORT AUTHORITY
PALMDALE CIVIC AUTHORITY/PALMDALE FINANCE AUTHORITY
CITY COUNCIL CHAMBERS
38300 SIERRA HIGHWAY
SUITE B
PALMDALE, CA 93550
WEDNESDAY, MAY 18, 2022
5:00 p.m.
7:00 p.m.
www.cityofpalmdale.org**

WELCOME

The Council Chamber is open for in-person public comment and seating.
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: +1 720
707 2699 Webinar ID: 841 4988 8914 Passcode: 024874

Webinar attendee link [https://us06web.zoom.us/j/84149888914?
pwd=ays3dTJqZkhqeVljVVk3K01LY0VOdz09](https://us06web.zoom.us/j/84149888914?pwd=ays3dTJqZkhqeVljVVk3K01LY0VOdz09).

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

Pursuant to Government Code section 54954.3, members of the public are provided the opportunities to address the City Council. You may address the Council once per meeting during Public Comments on any matter within the Council's jurisdiction that is not listed on the agenda. Please submit a Speaker's Form card to the City Clerk **BEFORE** this portion of the meeting begins. To address the Council regarding an item on the agenda, please fill out a Speaker's Form card and submit it to the City Clerk **BEFORE** the Mayor announces the item. Each person addressing the Council is given up to three minutes to speak (with double the time allotted to non-English speakers using a translator). If you wish to provide information to the Council, please present the City Clerk with 7 copies. Otherwise, your materials will simply be added to the administrative record. 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.

4. **PRESENTATION BY CITY ATTORNEY**

4.1 CONFERENCE WITH LABOR NEGOTIATORS

City representatives: Councilmembers Carrillo and Bishop
Unrepresented employee: Christopher Beck, City Attorney

This Closed Session is being held pursuant to the authority of California Government Code Section 54957.6.

4.2 This Closed Session is being held pursuant to California Government Code 54957.

APPOINTMENT OF PUBLIC EMPLOYEE

Position: Acting/Interim City Attorney

4.3 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: Patricia Nevarez
City Claim No.: 2022-005
Date Filed: 1/27/22
Date of Loss: Various

4.4 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: Michael Behen
City Claim No.: 2022-008
Date Filed: 02/09/22
Date of Loss: Various

4.5 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: Shanae Smith
City Claim No.: 2022-005
Date Filed: 1/10/22
Date of Loss: Various

4.6 CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

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

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.

4.7 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

Ricci v. City of Palmdale, et al.

Los Angeles County Superior Court

Case No. 22STCV01269

This closed session is being held pursuant to the authority of California Government Code Section 54956.9(d)(1).

4.8 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9 of the California Government Code.

Number of Cases: One.

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. **ROLL CALL**

MAYOR/CHAIR HOFBAUER, MAYOR PRO TEM/VICE CHAIR/CHAIR PRO TEM LOA,
COUNCILMEMBERS/DIRECTORS/COMMISSIONERS/MEMBERS CARRILLO,
BISHOP, BETTENCOURT
COMMISSIONERS FRAGA-SAENZ, DENNY

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.)

10. **PUBLIC COMMENTS**

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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 Approve Agreement with Garden State Fireworks, Inc. to provide pyrotechnic services at the Palmdale Amphitheater, in an amount not to exceed \$125,630 for a three (3) year term with two (2) one-year options. (Staff reference: Director of Parks and Recreation Smith)

[Staff_Report-Garden_State_Fireworks_05182022 \(2\).docx](#)
[AGREEMENT-Garden State Fireworks Draft 05052022.pdf](#)

- 11.2 Approve appropriation of \$66,500 from Measure AV unappropriated fund balance for portable handheld radios to be used by Community Compliance Division, comprised of Code Enforcement, Neighborhood Compliance, and Community Service Officers. (Staff Reference: Director of Neighborhood Services Miller - Presented by Community Compliance Coordinator Villa)

12. JOINT BUDGET WORKSHOP PRESENTATION CC/SA/HA/IDA/PAA/PCA/PFA

- 12.1 Presentation of City of Palmdale Proposed Budget for Fiscal Year 2022-23. (Staff Reference: Director of Finance Samson)
[FY 2023 Proposed Budget_Staff Report.docx](#)
[1. FY2023 Proposed Budget.pdf](#)

13. ADJOURN HOUSING AUTHORITY

14. WORKSHOP PRESENTATION

- 14.1 Presentation by NBS regarding Community Facilities District formation. (Staff Reference: Director of Public Works Heffernan)
[May 18 Council Workshop - NBS CFD Presentation.pdf](#)

15. APPOINTMENTS

- 15.1 Approve Reappointments of General Plan Advisory Committee Members. (Staff Reference: City Clerk Smith)
[GPAC_Committee_ReAppointment_SR_2022_5_18.docx](#)
[CC 2019-046.pdf](#)
[Ordinance No. 1561.pdf](#)

16. PUBLIC HEARING

- 16.1 Public Hearing and Review of Proposed Resolution No. CC 2022-059 for adoption. (Staff Reference: Director of Economic and Community Development Garibay - Presented by Associate Planner Sauder)

RESOLUTION NO. CC 2022-059, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE APPROVING DENSITY BONUS AGREEMENT 22-002 (A-7912); A REQUEST FOR A DENSITY BONUS AGREEMENT FOR MINOR SITE PLAN REVIEW 22-002; A REQUEST TO CONSTRUCT A MULTIPLE-FAMILY RESIDENTIAL DEVELOPMENT LOCATED EAST OF 9TH STREET EAST APPROXIMATELY 100 FEET SOUTH OF EAST AVENUE Q (APN: 3008-040-012)

[DBA 22-002 - CC SR.docx](#)
[RESO_No._2022-059.docx](#)
[Draft_Agreement.docx](#)

- 16.2 Public Hearing to hear public comments on the Draft 2022-2023 Action Plan and proposed expenditure of Consolidated Plan funds; Review and approve the 2022-2023 Action Plan; and Authorize the City Manager or their designee to make necessary changes and submit the 2022-2023 Action Plan, execute documents related to the submission of the Action Plan and agreements for Sub-Recipients and the Fair Housing Provider. (Staff Reference: Director of Neighborhood Services Miller- Presented by Housing Manager Reyes)

[1a_Staff_Report-2022-23_Action_Plan.docx](#)

[1b 2022 AAP_Palmdale final v3 4.27.22.pdf](#)

- 16.3 Public Hearing to hear public comments on the Draft HOME-ARP Allocation Plan and the proposed expenditure of HOME Investment Partnerships Program American Rescue Plan (HOME-ARP) funds; Review and approve the HOME-ARP Allocation Plan; and Authorize the City Manager or their designee to make necessary changes and submit the HOME-ARP Allocation Plan, execute documents related to the submission of the HOME-ARP Allocation Plan. (Staff Reference: Director of Neighborhood Services Miller - Presented by Housing Manager Reyes)

[2a_Staff_Report-HOME_ARP_Allocation_Plan \(1\).docx](#)

[2b Palmdale HOME ARP Draft Allocation Plan.pdf](#)

17. **ADJOURN**