



# PALMDALE

*a place to call home*

**CITY COUNCIL MEETING  
CITY COUNCIL CHAMBERS  
38300 SIERRA HIGHWAY  
SUITE B  
PALMDALE, CA 93550  
WEDNESDAY, APRIL 20, 2022  
5:00 PM  
7:00 PM  
[www.cityofpalmdale.org](http://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](http://www.cityofpalmdale.org).

How to Submit Public Comments:

VERBAL PUBLIC COMMENT DURING THE MEETING – ZOOM Number: US: +1 720  
707 2699 Webinar ID: 845 8825 2226 Passcode: 774130

Webinar attendee link [https://us06web.zoom.us/j/84588252226?](https://us06web.zoom.us/j/84588252226?pwd=L1IESld4WVRCaVZVbjdwVlpJNDhBdz09)  
[pwd=L1IESld4WVRCaVZVbjdwVlpJNDhBdz09](https://us06web.zoom.us/j/84588252226?pwd=L1IESld4WVRCaVZVbjdwVlpJNDhBdz09).

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 PM**

### **1. 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**

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

Number of Cases: One.

4.2 CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

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

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.

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

4.4 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.

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

4.6 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

**4.7 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—EXISTING LITIGATION**

CV Communities v. AVEK, et al.

Los Angeles County Superior Court

Case No. 20STCV10953

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

**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 Certificates of Recognition by Mayor and Council to the students who participated in the Spoken Word / Poetry Slam Project at R. Rex Parris High School.

8.2 Presentation of Checks by Ventura Graphix to the Cesar Chavez Day Essay winners.

**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 Award Construction Agreement with R.C. Becker and Son, Inc., for PN 780, Avenue Q-12 Sidewalk Gap Closure Project, in the amount of \$1,232,882 for a term of 12 months from the date of notice to proceed. (Staff Reference: Director of Public Works Heffernan - Presented by Deputy Director of Public Works Glidden)  
[Staff\\_Report\\_PN\\_780\\_-\\_Ave\\_Q-12\\_Sidewalk\\_Gap\\_Closure.docx](#)

- 11.2 Approve Legal Services Agreement Between the City of Palmdale and Coleman Frost LLP in the amount of \$250,000. (Staff Reference: City Attorney Beck)  
[StaffReport\\_CF.4.20.22.docx](#)  
[Agreement for Legal Services -Coleman Frost 4.13.22.doc](#)

## 12. WORKSHOP PRESENTATION

- 12.1 SiFi presentation and update on the installation of fiber optic cable throughout the City of Palmdale. (Staff Reference: Director of Public Works Heffernan - Presented by Deputy Director of Public Works Glidden)  
[SiFi\\_Presentation \(1CH\).docx](#)  
[Palmdale City Council Presentation.pptx](#)

- 12.2 Adopt Resolution No. CC 2022-047, a Resolution of the City Council of the City of Palmdale approving the Five-Year Public Art Work Plan for projects in the City of Palmdale in accordance with Chapter 15.01 of the Palmdale Municipal Code. (Staff Reference: Department of Parks and Recreation Director Smith - Presented by Department of Parks and Recreation Public Art Coordinator Davis)

[Five-Year\\_Public\\_Art\\_Work\\_Plan\\_Staff\\_Report.docx](#)  
[CC\\_Reso\\_2022-047\\_Five-Year\\_Work\\_Plan.docx](#)  
[FIVE YEAR WORK PLAN.032222.2.pdf](#)

### 13. PUBLIC HEARING

- 13.1 Public Hearing and review of Proposed Resolution No. CC 2022-031 for adoption. (Staff Reference: Director of Economic and Community Development Garibay - Presented by Eric Norris)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE DENYING APPEAL 22-001 AND UPHOLDING THE PLANNING COMMISSION'S APPROVAL OF CONDITIONAL USE PERMIT 22-001 FOR THE IMPLEMENTATION OF PLANNED DEVELOPMENT DOCUMENT 21-001 AND VESTING TENTATIVE TRACT MAPS 51604, 51605, 51606, 51607, 52093, and 52116

[CC\\_SR\\_4-20-22 \(1\).docx](#)

[Reso No. CC 2022-031.docx](#)

[Appeal Letter.pdf](#)

[DKS Appeal Response Letter 031822.pdf](#)

[TB Ritter Ranch Appeal Response \(2022-03-18\).pdf](#)

[8D - 1st Part.pdf](#)

[8D - 2nd Part.pdf](#)

[Memo to PC for Item 8D.pdf](#)

- 13.2 Public Hearing and review of Proposed Resolution No. CC 2022-029 for adoption. (Staff Reference: Director of Public Works Heffernan)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE APPROVING INTERIM AGREEMENT ASSOCIATED WITH RITTER RANCH MASTER PLANNED COMMUNITY AND COMMUNITY FACILITIES DISTRICT NO. 93-1 (RITTER RANCH) AND ACTIONS REFERENCED TO THEREIN

[042022\\_\\_Reso\\_CC\\_2022-029\\_Staff\\_Report.docx](#)

[Reso\\_CC\\_2022-029\\_\\_Ritter\\_Ranch\\_Interim\\_Agreement.docx](#)

[031622, Ritter Ranch Interim Agreement A-7796.docx](#)

### 14. SPECIAL REPORT

- 14.1 Measure AV Grant Program Progress Report. (Staff Reference: Director of Parks and Recreation Smith - Presented by Management Analyst Kelley)  
[Measure AV Progress Report PPT 042022.pptx](#)

### 15. NEW BUSINESS

- 15.1 Discuss retention of firm to conduct nationwide recruitment for the position of City Manager, and direct staff accordingly.

- 15.2 Adopt Resolution No. CC 2022-053, a Resolution of the City Council of Palmdale Authorizing Remote Teleconference Meetings of the City Council and All City Subordinate Bodies for the Period of April 24, 2022 - May 24, 2022. (Staff Reference: City Attorney Beck)

[4\\_20\\_2022\\_Staff\\_Report\\_-\\_Resolution\\_of\\_the\\_City\\_Council\\_Authorizing\\_Remote\\_Teleconference\\_Meetings\\_\\_053.docx](#)  
[Reso. No. CC 2021-102.pdf](#)  
[4\\_20\\_2022\\_\\_Resolution\\_No.\\_CC\\_2022-053\\_Brown\\_Act\\_Teleconference\\_AB\\_361.doc](#)

16. **ADJOURN**