PALMDALE

a place to call home

CITY COUNCIL MEETING
SUCCESSOR AGENCY/PALMDALE CIVIC AUTHORITY
CITY COUNCIL CHAMBERS
38300 SIERRA HIGHWAY
PALMDALE, CA 93550
TUESDAY, JANUARY 12, 2021
5:00 PM & 7:00 PM
www.cityofpalmdale.org

WELCOME

EMERGENCY PUBLIC MEETING PROCEDURE DUE TO COVID-19

As a result of the COVID-19 emergency, and resulting orders and direction from the President of the United States, the Governor of the State of California, and the County of Los Angeles Department of Public Health temporary Health Officer Order, effective Tuesday, December 1, 2020, the Palmdale City Council Chamber will be closed to the public, until further notice. Councilmembers may choose to participate via webcast.

How to Observe the Meeting:

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

How to Submit Public Comments through Palmdale eComments on this Agenda:

Note: Public Comments submitted will become part of the official meeting record.

1) Click the Agendas & Minutes webpage at https://cityofpalmdale.org/310/City-Council-Meetings and find this meeting under Upcoming Events; 2) Click on the eComment button; and 3) Scroll through the agenda to find the agenda item for which you would like to provide a comment and submit your comment; 4) The cut off times are one hour prior to the time listed on the printed agenda (e.g: 6:00 p.m. meeting cut-off is 5:00 p.m.)

MEMBERS OF THE PUBLIC MAY ADDRESS THE CITY COUNCIL REGARDING ITEMS LISTED OR NOT LISTED ON THE PRINTED AGENDA. UNLESS OTHERWISE EXTENDED BY A MAJORITY VOTE OF THE CITY COUNCIL, COMMENTS SHALL BE LIMITED TO THREE (3) MINUTES PER SPEAKER.

MEMBERS OF THE PUBLIC WHO WISH TO VERBALLY ADDRESS THE CITY COUNCIL MAY SPEAK VIA ZOOM:

- **Webinar attendee link**
  https://zoom.us/j/96866818872?pwd=bEE4QmtGamo0bFNtSDBhMjRjZ3E0Zz09
  Numbers: US: +1 669 900 9128
  Webinar ID: 968 6681 8872
  Passcode: 084566
- **Please press *9 to "Raise Your Hand" and wait for the host to ask you to unmute yourself.**
- **Press *6 to unmute your microphone.**
- **Please state your name and city of residence for the record and begin**

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.

Please note: 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 call the City Clerk's Office at (661) 267-5151 at least 72 hours prior to the meeting.

1. **CALL TO ORDER 5:00 P.M. CLOSED SESSION SPECIAL MEETING.**

2. **ROLL CALL: MAYOR HOFBAUER, MAYOR PRO TEM BETTENCOURT, COUNCILMEMBERS CARRILLO, BISHOP AND LOA**

3. **CLOSED SESSION PUBLIC COMMENTS. Note: Your comments will become part of the official meeting record.**

4. PRESENTATION BY CITY ATTORNEY of the following item(s) to be discussed in Closed Session:

4.1 Community Development Associates, et al. v. City of Palmdale, et al.
Los Angeles County Superior Court
Case No. 18STCV06968

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

4.2 CONFERENCE WITH REAL PROPERTY NEGOTIATORS

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 properties, generally located along 40th Street East and Avenue S-8:

Property Owner: Hypericum Interests,LLC
Properties: APNs 3052-008-024, 032 & 033
City Negotiator: Chuck Heffernan, Director of Public Works

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.

4.3 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

Responsible Growth Palmdale, et al. v. City of Palmdale, et al.
Los Angeles County Superior Court Case No. 20STCP00484
California Court of Appeal, Second Appellate District Case No. B308348

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

4.4 CONFERENCE WITH LABOR NEGOTIATORS

City representative: Patricia Nevarez, Human Resources Manager
Unrepresented employee: City Manager, J.J. Murphy

This Closed Session is being held pursuant to the authority of California

Government Code Section 54957.6.

5. CLOSED SESSION

6. ANNOUNCEMENT BY CITY ATTORNEY of item(s) discussed in Closed Session

7. ADJOURN CLOSED SESSION MEETING

8. CALL TO ORDER 7:00 P.M. CC/SA/PCA REGULAR MEETINGS.

9. ROLL CALL: MAYOR/CHAIR HOFBAUER, MAYOR PRO TEM/VICE CHAIR BETTENCOURT, COUNCILMEMBERS/DIRECTORS CARRILLO, BISHOP, AND LOA

10. PRESENTATIONS:

10.1 Presentation by City Manager Murphy of the City of Palmdale's Warrior Award to Kristen Sheils, Digital Media Specialist.

10.2 Presentation by Mayor and Council of a Proclamation proclaiming the month of January as Firefighter Cancer Awareness Month in the City of Palmdale.

10.3 Presentation by Mayor, Council and City Manager of a Commendation to SALVA commending them for their contributions to the 2020 Census Count and for their efforts in providing food distribution to the community during the Covid-19 Pandemic

10.4 Presentation by Mayor and Council of a picture of a cute critter that is available for adoption from our Palmdale Animal Care Center.

11. 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.)

12. PUBLIC COMMENTS ON CONSENT CALENDAR ITEMS AND NON-AGENDA ITEMS. Note: Your comments will become part of the official meeting record. For Non-Agenda Items, Individuals have the opportunity to address the Council on any subject regarding City business not on the Agenda. Under state legislation, no action can be taken on items not specifically referenced on the Agenda. PLEASE NOTE: A three-minute time limit will be imposed on each speaker other than staff members.

13. CONSENT CALENDAR: NOTICE: 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.

13.1 Adopt Resolution Nos. SA 2021-001 and SA 2021-002. (Staff Reference: Finance Manager Kang)

Resolution No. SA 2021-001, a Resolution of the Successor Agency to the Community Redevelopment Agency of the City of Palmdale approving the Recognized Obligation Payment Schedule (ROPS 21-22) for the period of July 1, 2021 through June 30, 2022.

Resolution No. SA 2021-002, 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, 2021 through June 30, 2022 (Administrative Budget 21-22).

13.2 Adopt Resolution No. CC 2021-001, continuing the Proclamation of a Local Emergency Resulting from Coronavirus Disease (COVID-19)

13.3 Adopt Resolution No. CC 2021-003, 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)

13.4 Notice of Completion - Accept Public Improvements for Waste Management Tierra Subida Street Improvements. (Staff Reference: Director of Public Works Heffernan)

13.5 Approve Supplemental Agreement No. 1 to Agreement No. A-7073 with Aramexx Group Inc. for changes in scope of work on Domenic Massari Sidewalk Repair Project in the amount of $79,965. (Staff Reference: Director of Public Works Heffernan)

13.6 Approve Supplemental Agreement No. 1 with Deark E&C, Inc. for additional Americans with Disabilities Act (ADA) improvements at the Palmdale Transit Center in the amount of $42,565.26. (Staff Reference: Director of Public Works Heffernan)

13.7 Award Construction Contract with Interior Demolition Inc. for Project No. 818, Avenue R Abatement and Demolition, in the amount of $154,379. (Staff

Reference: Director of Public Works Heffernan)

13.8 Approve Agreement No. A-7316, for PN 788, The Palmdale Transportation Center Transit and Infrastructure Project, with Los Angeles County Metropolitan Transportation Authority (LACMTA), in the amount of $2,000,000. (Staff Reference: Director of Public Works Heffernan)

13.9 CC/SA/PCA - Approve the minutes from the previous meetings. (Staff Reference: City Clerk/Agency/Authority Secretary Smith)

CC – December 1, 2020 (6:15 p.m. & 7:00 p.m.)
CC - December 15, 2020 (5:00 p.m. & 7:00 p.m.)
CC - December 22, 2020 (6:45 p.m.)
CC - December 22, 2020 (7:00 p.m.)
SA - December 15, 2020 (7:00 p.m.)
PCA - May 5, 2020 (7:00 p.m.)
PCA - May 19, 2020 (7:00 p.m.)
PCA - June 2, 2020 (7:00 p.m.)

Staff Recommendation: Move to approve the recommendations and findings on all items listed under this Consent Calendar. (**Voice Vote** - Requires a majority vote to approve.)

14. PUBLIC HEARING:

14.1 Public Hearing and Review of Proposed Ordinance No. 1557 for adoption. (Staff Reference: City Attorney Beck)

ORDINANCE NO. 1557, AN ORDINANCE OF THE CITY OF PALMDALE ADDING CHAPTER 2.60 (“ELECTRONIC SIGNATURES”) TO THE PALMDALE MUNICIPAL CODE AUTHORIZING THE USE OF ELECTRONIC AND DIGITAL SIGNATURES BY THE CITY

Staff Recommendation: Adopt Ordinance No. 1557. (**Voice Vote -** Requires a majority vote of the total membership of the City Council to adopt.)

15. NEW BUSINESS:

15.1 Approve Second Amendment to the Employment Agreement between the City of Palmdale and John J. Murphy, City Manager. (Staff Reference: Human Resources Manager Nevarez)

Staff recommends the City Council approve the Second Amendment to the Employment Agreement between the City of Palmdale and John J. Murphy, City Manager. (**Voice Vote** - Requires a majority vote to approve.)

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

16.1 VARIOUS COMMITTEE MEMBERSHIPS:

Attachments: Committee Membership Memos from Councilmember Bettencourt, Councilmember Bishop, and Councilmember Carrillo

- 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

16.2 MEETINGS ATTENDED AT PUBLIC EXPENSE.

16.3 CITY MANAGER'S REPORT.

17. CITY COUNCIL REQUESTS FOR NEW AGENDA ITEMS.

18. ADJOURN meeting to February 02, 2021 at 7:00 p.m. in the City Hall Council Chamber located at 38300 Sierra Highway, Suite B, Palmdale, California.

City Council Staff Report

DATE: **JANUARY 12, 2021**

TO: **HONORABLE MAYOR AND CITY COUNCIL**

FROM: **CITY MANAGER'S OFFICE**
FINANCE DIVISION

DISTRICT: **ALL**

SUBJECT: **ADOPT RESOLUTION NO. SA 2021-001 APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS 21-22) FOR THE PERIOD OF JULY 1, 2021 THROUGH JUNE 30, 2022 AND ADOPT RESOLUTION NO. SA 2021-002 APPROVING THE ADMINISTRATIVE BUDGET FOR THE PERIOD OF JULY 1, 2021 THROUGH JUNE 30, 2022 (ADMINISTRATIVE BUDGET 21-22)**

ISSUE

Adopt Resolution No. SA 2021-001 approving the Recognized Obligation Payment Schedule (ROPS 21-22) for the period of July 1, 2021 through June 30, 2022 and;

Adopt Resolution No. SA 2021-002 approving the Administrative Budget for the Period of July 1, 2021 through June 30, 2022 (Administrative Budget 21-22)

RECOMMENDATION

Staff recommends that the City Council:

1. Adopt Resolution No. SA 2021-001 approving the Recognized Obligation Payment Schedule (ROPS 21-22) for the period of July 1, 2021 through June 30, 2022

2. Adopt Resolution No. SA 2021-002 approving the Administrative Budget for the Period of July 1, 2021 through June 30, 2022 (Administrative Budget 21-22)

BACKGROUND

As part of the wind down of Redevelopment Agencies, the State requires Successor Agencies to submit an approved Recognized Obligation Payment Schedule and a proposed administrative budget annually. This requires approval by both the City and the Oversight Board prior to submission to the State Department of Finance.

DISCUSSION

The total payments estimated during the one year period of ROPS 21-22 is $17,865,272, of which $10,840,324 is expected to be funded by Redevelopment Property Tax Trust Funds (RPTTF) to be received from the Los Angeles County Auditor Controller (including Administrative Cost Allowance), $6,576,324 is from reserve balance funds, and $448,624 is from other funds. Amounts are budgeted in various areas of the Successor Agency and Housing Successor Agency budgets.

The Administrative Budget for the period of July 1, 2021 through June 30, 2022 totals $393,916. These funds will be included in various line items in Program 20 of Fund 460 in the fiscal year 2021-22 budget and are included on the Recognized Obligation Payment Schedule (ROPS).

Staff recommends approval of the ROPS 21-22 and administrative budget by adopting Resolution No. SA 2021-001 and SA 2021-002.

FISCAL IMPACT

The California State Department of Finance and the Oversight Board must approve the ROPS and administrative budget for the City to be able to expend the funds as proposed. Funds are sufficiently budgeted in the annual operation budget.

STRATEGIC PLAN

Goal II: Ensure long-term fiscal health of the City and maintain funding for services.

B. Manage resources, costs and liabilities to ensure the City's long-term fiscal health.

Prepared by:	Willy Galindo, Senior Financial Analyst
Certified as to availability of Funds:	Keith Kang, Finance Manager
Approved by:	J.J. Murphy, ICMA-CM, City Manager
Approved as to form:	Christopher Beck, City Attorney

ATTACHMENTS

1. Resolution No. SA 2021-001 ROPS 21-22
2. Recognized Obligation Payment Schedule (ROPS 21-22)
3. Resolution No. SA 2021-002 Administrative Budget
4. Exhibit A-Administrative Budget

SUCCESSOR AGENCY
TO THE COMMUNITY REDEVELOPMENT AGENCY
OF THE CITY OF PALMDALE
CALIFORNIA
RESOLUTION NO. SA 2021-001

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF PALMDALE AUTHORIZING THE ADOPTION OF THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS 21-22) FOR THE PERIOD OF JULY 1, 2021 THROUGH JUNE 30, 2022.

WHEREAS, The Community Redevelopment Agency of the City of Palmdale ("Redevelopment Agency") was a redevelopment agency in the City of Palmdale ("City"), duly created pursuant to the California Community Redevelopment Law (Part 1 (commencing with SECTION 33000) of Division 24 of the California Health and Safety Code) ("Redevelopment Law"); and

WHEREAS, The City Council has adopted redevelopment plans for Palmdale's redevelopment project areas, and from time to time, the City Council has amended such redevelopment plans; and

WHEREAS, The Redevelopment Agency was responsible for the administration of redevelopment activities within the City; and

WHEREAS, Assembly Bill 1X 26 ("AB 26") was signed by the Governor on June 28, 2011 and upheld to be constitutional by the California Supreme Court on December 29, 2011; and

WHEREAS, AB 26 made certain changes to the California Community Redevelopment Law (Part 1 (commencing with SECTION 33000) of Division 24 of the California Health and Safety Code), including adding Part 1.8 (commencing with SECTION 34161) and Part 1.85 (commencing with SECTION 34170) ("Part 1.85") to Division 24 of the California Health and Safety Code ("Health and Safety Code"); and

WHEREAS, On February 1, 2012, as a result of the Supreme Court's decision, all California redevelopment agencies were dissolved, successor agencies were established as successor agencies to the former redevelopment agencies pursuant to Health and Safety Code SECTION 34173, and successor agencies are tasked with paying, performing and enforcing the enforceable obligations of the former redevelopment agencies and winding down the affairs of the former redevelopment agencies; and

WHEREAS, On June 27, 2012 the Governor of California signed Assembly Bill 1484 ("AB 1484") into law, making several substantive and technical amendments to AB 26 (AB 26 and AB 1484 together referred to as the "Dissolution Bills"); and

WHEREAS, On January 4, 2012 the City Council adopted Resolution No. CC 2012-002 declaring itself as the Successor Agency to the Community Redevelopment Agency of the City of Palmdale (“Successor Agency”) upon the dissolution of the Redevelopment Agency; and

WHEREAS, On April 4, 2012 the City Council, acting in its capacity as the Successor Agency, adopted Resolution No. CC 2012-041 SA naming itself the “Successor Agency to the Community Redevelopment Agency of the City of Palmdale”, the sole name by which it will exercise its powers and fulfill its duties pursuant to Part 1.85 of AB 26, and establishing itself as a separate legal entity with rules and regulations that will apply to the governance and operations of the Successor Agency; and

WHEREAS, pursuant to Health and Safety Code Section 34179 (q), commencing on and after July 1, 2018, the County of Los Angeles, where more than 40 oversight boards were created by the Dissolution Act, shall have five consolidated oversight boards each encompassing the five supervisorial districts; and

WHEREAS, the Fifth Supervisorial District Consolidated Oversight Board ("Fifth District Consolidated Oversight Board") has jurisdiction over the Successor Agency of the Former Redevelopment Agency to the City of Palmdale; and

WHEREAS, the Fifth District Consolidated Oversight Board held a regular/special meeting on January 14, 2021; and

WHEREAS, Health & Safety Code SECTION 34177(l) (“SECTION 34177(l)”) requires the Successor Agency to prepare, a forward looking Recognized Obligation Payment Schedule (ROPS) listing the enforceable obligations of the former Redevelopment Agency that are due in the next annual period; and

WHEREAS, SECTION 34177(l), as amended by AB 1484, also provides that (i) the ROPS shall be submitted to the county administrative officer, the Los Angeles County Auditor-Controller (“Auditor-Controller”) and the State Department of Finance (“Department of Finance”) at the same time that the Successor Agency submits the ROPS to the Los Angeles County Fifth Supervisorial District Consolidated Oversight Board for approval; (ii) the ROPS shall be submitted to and duly approved by the Los Angeles County Fifth Supervisorial District Consolidated Oversight Board; (iii) the approved ROPS shall be posted on the Successor Agency’s website; and (iv) the approved ROPS shall be submitted to the Auditor Controller, the State Controller and the State Department of Finance; and

WHEREAS, Health & Safety Code SECTION 34179.7 (o) (1), requires the Successor Agency to prepare a forward looking, annual Recognized Obligation Payment Schedule (ROPS) listing the enforceable obligations of the former Redevelopment Agency that are due in the next annual period and submitting an

oversight board approved annual ROPS to the Department of Finance and Auditor-Controller by February 1, 2021; and

WHEREAS, Health and Safety Code SECTION 34183(a) provides that the Auditor-Controller disburse funds to successor agencies on June 1, 2021 and January 2, 2022 based on ROPS 21-22 in accordance with the prescribed order of priority and the Dissolution Bills require that such disbursements be made as and when necessary for the Successor Agency to repay and perform enforceable obligations when due; and

WHEREAS, Health and Safety Code SECTION 34180 ("SECTION 34180") requires certain successor agency actions to be approved by the oversight board, including SECTION 34180(c) "Setting aside of amounts in reserves as required by indentures, trust indentures, or similar documents governing the issuance of outstanding redevelopment agency bonds"; and

WHEREAS, The attached ROPS 21-22 details amounts in accordance with SECTION 34180(c); and

WHEREAS, SECTION 34171(d)(1)(G) of the Dissolution Act provides for the repayment, and deposit into the Low and Moderate Income Housing Asset Fund of the Authority, of funds that had been borrowed from the Redevelopment Agency's Low and Moderate Income Housing Fund to make Educational Revenue Augmentation Fund ("ERAF") and Supplemental Educational Revenue Augmentation Fund ("SERAF") payments; and

WHEREAS, the Redevelopment Agency had borrowed money from its Low and Moderate Income Housing Fund for purposes of making ERAF and SERAF payments ("Loans") and the Loans were included in the Housing Asset Transfer Form that was prepared by the Authority and submitted on August 1, 2012 to the California Department of Finance ("DOF") as required by SECTION 34176(a)(2) of the Dissolution Act and on October 5, 2012, DOF notified the Authority that it did not object to the transfer of the Loans to the Authority; and

WHEREAS, An enforceable obligation is deemed to be created for the repayment of the ERAF & SERAF loans and shall be listed on the ROPS; and

WHEREAS, The Successor Agency now desires to approve ROPS 21-22 that is attached hereto and incorporated herein by reference; and

WHEREAS, All other legal prerequisites to the adoption of this Resolution have occurred.

NOW THEREFORE, BE IT RESOLVED, THE SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF PALMDALE DOES HEREBY FIND, DETERMINE, RESOLVE AND ORDER AS FOLLOWS:

SECTION 1. The Board of Directors hereby finds and determines that the foregoing recitals are true and correct.

SECTION 2. The Board of Directors hereby approves the setting aside of funds as detailed in ROPS 21-22 in accordance with SECTION 34180(c) to comply with bond documents.

SECTION 3. The adoption of this Resolution is not intended to and shall not constitute a waiver by the Successor Agency of any rights the Successor Agency may have to challenge the effectiveness and/or legality of all or any portion of the Dissolution Bills through administrative or judicial proceedings.

SECTION 4. The ROPS 21-22, that is attached hereto and incorporated by reference is hereby approved and adopted.

SECTION 5. The Executive Director, or designee, is hereby authorized and directed to make any and all non-substantive changes to the approved ROPS in order to conform to any changes or to address further guidance or direction from the Department of Finance, or to address any other new information, including but not limited to new report forms, and such revised ROPS shall be considered approved by the Successor Agency.

SECTION 6. The Executive Director, or designee, is hereby authorized and directed to: (i) submit the Successor Agency approved ROPS 21-22 to the Los Angeles County Fifth Supervisorial District Consolidated Oversight Board for its review and approval and to concurrently submit ROPS 21-22 to the county administrative officer, the Auditor-Controller and the Department of Finance; (ii) submit the Los Angeles County Fifth Supervisorial District Consolidated Oversight Board approved ROPS 21-22 to the Auditor Controller, the State Controller, the Department of Finance and any and all other entities as necessary or appropriate; (iii) post the Los Angeles County Fifth Supervisorial District Consolidated Oversight Board approved ROPS 21-22 on the City's website; and (iv) take any and all other actions and execute any and all such other documents as are necessary, convenient or appropriate to comply with the Dissolution Bills, and to effectuate the intent of this Resolution on behalf of the Successor Agency.

SECTION 7. This Resolution shall take effect immediately upon its adoption.

SECTION 8. The Agency Secretary shall certify as to the adoption of this Resolution.

PASSED, APPROVED and **ADOPTED** this 12th day of January, 2021.

Approved as to form:

_____
Christopher Beck
City Attorney

_____
Steven D. Hofbauer, Mayor

ATTEST:

_____
Shanae Smith, City Clerk

I, Shanae Smith, Agency Secretary of the Successor Agency to the Community Redevelopment Agency of the City of Palmdale, California, do hereby certify that the foregoing resolution was duly passed, approved, and adopted by the Successor Agency at a regular meeting of said Agency held on the 12th day of January, 2021 by the following roll call vote:

AYES: _____

NOES: _____

ABSTAIN: _____ABSENT:_____

Date: _____ _____
Shanae Smith, Agency Secretary

Recognized Obligation Payment Schedule (ROPS 21-22) - Summary
Filed for the July 1, 2021 through June 30, 2022 Period

Successor Agency: Palmdale

County: Los Angeles

Current Period Requested Funding for Enforceable Obligations (ROPS Detail)	21-22A Total (July - December)	21-22B Total (January - June)	ROPS 21-22 Total
A Enforceable Obligations Funded as Follows (B+C+D)	**$ 5,219,618**	**$ 1,805,330**	**$ 7,024,948**
B Bond Proceeds	-	-	-
C Reserve Balance	4,835,994	1,740,330	6,576,324
D Other Funds	383,624	65,000	448,624
E Redevelopment Property Tax Trust Fund (RPTTF) (F+G)	**$ 4,475,428**	**$ 6,364,896**	**$ 10,840,324**
F RPTTF	4,081,512	6,364,896	10,446,408
G Administrative RPTTF	393,916	-	393,916
H Current Period Enforceable Obligations (A+E)	**$ 9,695,046**	**$ 8,170,226**	**$ 17,865,272**

Certification of Oversight Board Chairman:

Pursuant to Section 34177 (o) of the Health and Safety code, I hereby certify that the above is a true and accurate Recognized Obligation Payment Schedule for the above named successor agency.

Name Title

/s/

Signature Date

Palmdale
Recognized Obligation Payment Schedule (ROPS 21-22) - ROPS Detail
July 1, 2021 through June 30, 2022

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W
Item #	Project Name	Obligation Type	Agreement Execution Date	Agreement Termination Date	Payee	Description	Project Area	Total Outstanding Obligation	Retired	ROPS 21-22 Total	ROPS 21-22A (Jul - Dec)					21-22A Total	ROPS 21-22B (Jan - Jun)					21-22B Total
											Fund Sources						Fund Sources					
											Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF		Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF	
								$117,985,769		$17,865,272	$-	$4,835,994	$383,624	$4,081,512	$393,916	$9,695,046	$-	$1,740,330	$65,000	$6,364,896	$-	$8,170,226
6	Loan from Housing for SERAF	SERAF/ ERAF	05/05/ 2010	11/30/2036	Housing Authority for deposit into Housing Asset Fund	Statutory Obligation FY 2009-10 SERAF - Merged Proj Area	Merge	3,020,491	N	$250,000	-	-	-	250,000	-	$250,000	-	-	-	-	-	$-
7	Loan from Housing for SERAF	SERAF/ ERAF	03/02/ 2011	02/28/2034	Housing Authority for deposit into Housing Asset Fund	Statutory Obligation FY 2010-11 SERAF - Proj Area No 1	PA 1	521,581	N	$-	-	-	-	-	-	$-	-	-	-	-	-	$-
8	Loan from Housing for SERAF	SERAF/ ERAF	03/02/ 2011	11/30/2036	Housing Authority for deposit into Housing Asset Fund	Statutory Obligation FY 2010-11 SERAF - Merged Proj Area	Merge	1,867,705	N	$-	-	-	-	-	-	$-	-	-	-	-	-	$-
13	2010 Tax Alloc Ref Notes($27.5M)	Bonds Issued On or Before 12/ 31/10	12/23/ 1998	03/01/2026	AC Warnack Trust	Notes issued for non-housing projects	PA 1	14,123,122	N	$2,750,660	-	-	318,624	1,056,706	-	$1,375,330	-	1,375,330	-	-	-	$1,375,330
14	2010 Tax Alloc Ref Notes($27.5M)	Reserves	12/23/ 1998	03/01/2026	AC Warnack Trust	Bond Covenants - H&S Code Sec 34171(d)(1)(A)	PA 1	1,375,330	N	$1,375,330	-	-	-	1,375,330	-	$1,375,330	-	-	-	-	-	$-
23	2002 Tax Alloc Bonds ($5.3M)	Bonds Issued On or Before 12/ 31/10	08/20/ 2002	12/01/2032	US Bank	Bonds issued for non-housing projects	Merge	11,445,000	N	$965,000	-	965,000	-	-	-	$965,000	-	-	-	-	-	$-
24	2002 Tax Alloc Bonds ($5.3M)	Reserves	08/20/ 2002	12/01/2032	US Bank	Bond Covenants - H&S Code Sec 34171(d)(1)(A)	Merge	970,000	N	$970,000	-	-	-	-	-	$-	-	-	-	970,000	-	$970,000
30	Bond Administration Fees	Fees	06/15/ 1993	09/01/2034	US Bank	Fiscal Agent/ Trustee fees on Bond issues	Merge	150,000	N	$11,300	-	-	-	7,300	-	$7,300	-	-	-	4,000	-	$4,000
32	Arbitrage Calculation Reports	Fees	07/16/ 2002	09/01/2034	BondLogistix LLC	Arbitrage rebate calc svcs	Merge	41,000	N	$3,500	-	-	-	3,500	-	$3,500	-	-	-	-	-	$-
35	Bond Disclosure Reports (A-0695)	Fees	05/24/ 2004	09/01/2034	NBS	Disclosure reporting services	Merge	87,000	N	$9,000	-	-	-	500	-	$500	-	-	-	8,500	-	$8,500

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W
Item #	Project Name	Obligation Type	Agreement Execution Date	Agreement Termination Date	Payee	Description	Project Area	Total Outstanding Obligation	Retired	ROPS 21-22 Total	ROPS 21-22A (Jul - Dec)					21-22A Total	ROPS 21-22B (Jan - Jun)					21-22B Total
											Fund Sources						Fund Sources					
											Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF		Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF	
37	Agency Financial Audit (A-2844)	Fees	07/01/ 2009	09/01/2034	Vavrinek, Trine, Day & Co.	Audit services - annually required by bond documents H&S Code Sec 34171(d)(1)(A)	Merge	125,000	N	$8,300	-	-	-	5,300	-	$5,300	-	-	-	3,000	-	$3,000
39	Prop Tax Consulting Svcs (A-3220) - Merge	Fees	09/01/ 2010	09/01/2034	HdL Coren & Cone	Property Tax Consulting Services - data required for annual Bond Disclosures H&S Code Sec 34171(d)(1)(A)	Merge	110,000	N	$10,500	-	-	-	5,250	-	$5,250	-	-	-	5,250	-	$5,250
50	DDA 3rd Implementation (A-0861)	OPA/DDA/ Construction	03/30/ 1999	11/30/2036	Dillard's (Mercantile Operations Inc)	Public infrastructure reimbursement	Merge	-	N	$-	-	-	-	-	-	$-	-	-	-	-	-	$-
59	Property Assessments	Property Maintenance	09/21/ 1990	06/30/2022	AV Auto Center	Lot Owners Assoc. Maintenance - Costs of maintaining assets prior to disposition, allowable by H&S Code Sec 34171(d)(1)(F).	PA 1	45,000	N	$45,000	-	-	-	22,500	-	$22,500	-	-	-	22,500	-	$22,500
60	Property Assessments	Property Maintenance	03/31/ 2004	06/30/2022	Fairway Business Pk-LOA	Lot Owners Assoc. Maintenance - Costs of maintaining assets prior to disposition, allowable by H&S Code Sec 34171(d)(1)(F).	PA 1	5,000	N	$5,000	-	-	-	2,500	-	$2,500	-	-	-	2,500	-	$2,500
61	Property Costs-Fencing	Property Maintenance	07/01/ 2021	06/30/2022	Andy Gump Inc	Fencing - Fairway Business Park - Costs of maintaining assets prior to disposition, allowable by H&S Code Sec 34171(d)(1)(F).	PA 1	2,000	N	$2,000	-	-	-	1,000	-	$1,000	-	-	-	1,000	-	$1,000
62	Property	Property	07/01/	06/30/2022	COP -	Streetlight	PA 1	10,500	N	$10,500	-	-	-	5,250	-	$5,250	-	-	-	5,250	-	$5,250

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W
Item #	Project Name	Obligation Type	Agreement Execution Date	Agreement Termination Date	Payee	Description	Project Area	Total Outstanding Obligation	Retired	**ROPS 21-22 Total**	**ROPS 21-22A (Jul - Dec)**					**21-22A Total**	**ROPS 21-22B (Jan - Jun)**					**21-22B Total**
											Fund Sources						**Fund Sources**					
											Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF		Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF	
	Assessments	Maintenance	2021		Streetlight Maint Dist	Maint. Dist. Assessments - Costs of maintaining assets prior to disposition, allowable by H&S Code Sec 34171(d)(1)(F).																
63	Property Assessments	Property Maintenance	07/01/ 2021	06/30/2022	COP-Landscape Dist Zone 2	Landscape Maint. Dist. Assessments - Costs of maintaining assets prior to disposition, allowable by H&S Code Sec 34171(d)(1)(F).	Merge	2,000	N	$2,000	-	-	-	1,000	-	$1,000	-	-	-	1,000	-	$1,000
65	Property Assessments/ Spec Taxes	Property Maintenance	07/01/ 2021	06/30/2022	CFD 05-1	Special Tax Assessment - CFD 05-1 - Costs of maintaining assets prior to disposition, allowable by H&S Code Sec 34171(d)(1)(F).	Merge	100,000	N	$100,000	-	-	-	50,000	-	$50,000	-	-	-	50,000	-	$50,000
66	Property Assessments - PA 1	Property Maintenance	07/01/ 2021	06/30/2022	COP-Park Maint & Rec Impv Dist	Park Maint & Rec Impv Assessments - Costs of maintaining assets prior to disposition, allowable by H&S Code Sec 34171(d)(1)(F).	PA 1	80	N	$80	-	-	-	40	-	$40	-	-	-	40	-	$40
67	Property Assessments - Merge	Property Maintenance	07/01/ 2021	06/30/2022	COP-Park Maint & Rec Impv Dist	Park Maint & Rec Impv Assessments - Costs of maintaining assets prior to disposition, allowable by H&S Code Sec 34171(d)(1)(F).	Merge	-	Y	$-	-	-	-	-	-	$-	-	-	-	-	-	$-
68	Property	Property	07/01/	06/30/2022	AV Mosquito	Mosquito	PA 1	10	N	$10	-	-	-	5	-	$5	-	-	-	5	-	$5

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W
Item #	Project Name	Obligation Type	Agreement Execution Date	Agreement Termination Date	Payee	Description	Project Area	Total Outstanding Obligation	Retired	**ROPS 21-22 Total**	**ROPS 21-22A (Jul - Dec)**					**21-22A Total**	**ROPS 21-22B (Jan - Jun)**					**21-22B Total**
											Fund Sources						**Fund Sources**					
											Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF		Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF	
	Assessments - PA 1	Maintenance	2021		& Vector Control	Abatement Assessments - Costs of maintaining assets prior to disposition, allowable by H&S Code Sec 34171(d)(1)(F).																
69	Property Assessments - Merge	Property Maintenance	07/01/ 2021	06/30/2022	AV Mosquito & Vector Control	Mosquito Abatement Assessments - Costs of maintaining assets prior to disposition, allowable by H&S Code Sec 34171(d)(1)(F).	Merge	-	Y	$-	-	-	-	-	-	$-	-	-	-	-	-	$-
76	DDA Transit Vlg Townhomes (A-1977)	OPA/DDA/ Construction	07/10/ 2007	12/31/2061	Palmdale Transit Village Townhomes, LLC	Transit Village townhome development	Housing	65,000	N	$65,000	-	-	-	-	-	$-	-	65,000	-	-	-	$65,000
80	DDA Transit Vlg Townhomes (A-1977)	OPA/DDA/ Construction	07/10/ 2007	12/31/2061	Palmdale Transit Village Townhomes, LLC	Reimbursement to Developer of Parks & Rec Impact Fees	Housing	300,000	N	$300,000	-	-	-	-	-	$-	-	300,000	-	-	-	$300,000
156	Agreement for Reimbursement of City Services Rendered	Admin Costs	05/09/ 1975	11/30/2036	City of Palmdale	Reimb City for all costs incurred by City Officers and employees in rendering services to the Agency commencing March 24, 1975.	PA1/ Merge	-	N	$-	-	-	-	-	-	$-	-	-	-	-	-	$-
157	Redevelopment Impact Fee	Fees	10/13/ 1983	11/30/2036	City of Palmdale	Due to City of Palmdale under Ordinance No. 506 adopted by City Council in 1983 and called due by the City by Resolution No. CC 2013-206.	PA1/ Merge	-	N	$-	-	-	-	-	-	$-	-	-	-	-	-	$-

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W
Item #	Project Name	Obligation Type	Agreement Execution Date	Agreement Termination Date	Payee	Description	Project Area	Total Outstanding Obligation	Retired	**ROPS 21-22 Total**	**ROPS 21-22A (Jul - Dec)**					**21-22A Total**	**ROPS 21-22B (Jan - Jun)**					**21-22B Total**
											Fund Sources						**Fund Sources**					
											Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF		Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF	
						Ordinance legally provides a funding mechanism requiring the Agency be charged an impact fee of 4% of the building value of any new construction occurring within redevelopment project areas.																
160	Commission charges	Property Dispositions	07/01/ 2021	06/30/2022	Various	Costs of commission relating to sale of Successor Agency land to developers	PA1/ Merge	100,000	N	$100,000	-	-	50,000	-	-	$50,000	-	-	50,000	-	-	$50,000
161	Escrow Services	Property Dispositions	07/01/ 2021	06/30/2022	Various	Escrow Service costs relating to sale of Successor Agency land to developers	PA1/ Merge	20,000	N	$20,000	-	-	10,000	-	-	$10,000	-	-	10,000	-	-	$10,000
162	Title Services	Property Dispositions	07/01/ 2021	06/30/2022	Various	Title Service costs relating to sale of Successor Agency land to developers	PA1/ Merge	10,000	N	$10,000	-	-	5,000	-	-	$5,000	-	-	5,000	-	-	$5,000
163	Appraisal Services	Property Dispositions	07/01/ 2021	06/30/2022	Various	Appraisal Service costs relating to sale of Successor Agency land to developers	PA1/ Merge	10,000	N	$10,000	-	-	-	5,000	-	$5,000	-	-	-	5,000	-	$5,000
169	Housing Entity Administrative Cost Allowance	Admin Costs	07/01/ 2015	06/30/2020	The Housing Authority of the City of Palmdale	Housing Entity Administrative Cost Allowance allowed by AB 471	PA1/ Merge	-	N	$-	-	-	-	-	-	$-	-	-	-	-	-	$-
170	Agency Adminstrative Cost Allowance	Admin Costs	07/01/ 2021	06/30/2022	City of Palmdale	SA Overhead and Administrative Costs	PA1/ Merge	3,665,000	N	$393,916	-	-	-	-	393,916	$393,916	-	-	-	-	-	$-
175	Tax Allocation	Refunding	04/26/	09/01/2034	US Bank	Bonds issued	PA1/	30,235,437	N	$2,952,750	-	1,803,000	-	601,000	-	$2,404,000	-	-	-	548,750	-	$548,750

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W
Item #	Project Name	Obligation Type	Agreement Execution Date	Agreement Termination Date	Payee	Description	Project Area	Total Outstanding Obligation	Retired	**ROPS 21-22 Total**	**ROPS 21-22A (Jul - Dec)**					**21-22A Total**	**ROPS 21-22B (Jan - Jun)**					**21-22B Total**
											Fund Sources						**Fund Sources**					
											Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF		Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF	
	Refunding Bonds, 2016 Series A	Bonds Issued After 6/27/12	2016			to refund 1998, 1999 and 2003 Bonds	Merge															
176	Tax Allocation Refunding Bonds, 2016 Series A	Reserves	04/26/ 2016	09/01/2034	US Bank	Reserve for Next ROPS Period Debt Service per Indenture	PA1/ Merge	1,844,063	N	$1,844,063	-	-	-	-	-	$-	-	-	-	1,844,063	-	$1,844,063
177	Tax Allocation Refunding Bonds, 2016 Series B	Refunding Bonds Issued After 6/27/12	06/23/ 2016	09/01/2034	US Bank	Bonds issued to refund 2003C, 2003D, 2004A, 2004 Sub, 2005E, 2005F and 2009 Bonds	PA1/ Merge	45,635,862	N	$3,551,775	-	2,067,994	-	689,331	-	$2,757,325	-	-	-	794,450	-	$794,450
178	Tax Allocation Refunding Bonds, 2016 Series B	Reserves	06/23/ 2016	09/01/2034	US Bank	Reserve for Next ROPS Period Debt Service per Indenture	PA1/ Merge	2,099,588	N	$2,099,588	-	-	-	-	-	$-	-	-	-	2,099,588	-	$2,099,588

Palmdale
Recognized Obligation Payment Schedule (ROPS 21-22) - Report of Cash Balances
July 1, 2018 through June 30, 2019
(Report Amounts in Whole Dollars)

Pursuant to Health and Safety Code section 34177 (l), Redevelopment Property Tax Trust Fund (RPTTF) may be listed as a source of payment on the ROPS, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation.

A	B	C	D	E	F	G	H
	ROPS 18-19 Cash Balances (07/01/18 - 06/30/19)	**Fund Sources**					**Comments**
		Bond Proceeds		**Reserve Balance**	**Other Funds**	**RPTTF**	
		Bonds issued on or before 12/31/10	Bonds issued on or after 01/01/11	Prior ROPS RPTTF and Reserve Balances retained for future period(s)	Rent, grants, interest, etc.	Non-Admin and Admin	
1	**Beginning Available Cash Balance (Actual 07/01/18)** RPTTF amount should exclude "A" period distribution amount.	691,591	1,946	5,027,962	321,169	1,234,254	Col E Includes $365,000 reserved for Items 76 &80 From Prior Years Not Yet Spent + $4,662,962 DS Reserves; Col G = $1,163,780 16-17 PPA for 19-20 ROPS + $70,474 17-18 PPA for 20-21 ROPS
2	**Revenue/Income (Actual 06/30/19)** RPTTF amount should tie to the ROPS 18-19 total distribution from the County Auditor-Controller	19,499	2,844		357,084	11,838,795	Col F Includes $38,460 commission and escrow costs on land sales
3	**Expenditures for ROPS 18-19 Enforceable Obligations (Actual 06/30/19)**		2,861	4,662,962	38,460	11,618,544	Col F Includes $38,460 commission and escrow costs on land sales; Col G includes debt service reserves of $4,695,462 for 19-20A
4	**Retention of Available Cash Balance (Actual 06/30/19)** RPTTF amount retained should only include the amounts distributed as reserve for future period(s)	711,090	1,929	365,000	321,169	1,234,254	Col D includes $179 for 19-20A Item 177; Col E Reserved for project but not spent in ROPS 17-18 or 18-19; Continue with Reserve for Transit Village Project Items 76 & 80; Col F Retain $216,219 for 19-20A Item 6 + $104,950 for 20-21 Item 6; Col G Retain

Pursuant to Health and Safety Code section 34177 (l), Redevelopment Property Tax Trust Fund (RPTTF) may be listed as a source of payment on the ROPS, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation.

A	B	C	D	E	F	G	H
	ROPS 18-19 Cash Balances (07/01/18 - 06/30/19)	**Fund Sources**					
		Bond Proceeds		**Reserve Balance**	**Other Funds**	**RPTTF**	**Comments**
		Bonds issued on or before 12/31/10	Bonds issued on or after 01/01/11	Prior ROPS RPTTF and Reserve Balances retained for future period(s)	Rent, grants, interest, etc.	Non-Admin and Admin	
							$1,163,780 16-17 PPA for 19-20 ROPS + $70,474 17-18 PPA for 20-21 ROPS
5	**ROPS 18-19 RPTTF Prior Period Adjustment** RPTTF amount should tie to the Agency's ROPS 18-19 PPA form submitted to the CAC		No entry required			220,251	
6	**Ending Actual Available Cash Balance (06/30/19) C to F = (1 + 2 - 3 - 4), G = (1 + 2 - 3 - 4 - 5)**	**$-**	**$-**	**$-**	**$318,624**	**$-**	**Col F applied to Item 13**

Palmdale
Recognized Obligation Payment Schedule (ROPS 21-22) - Notes
July 1, 2021 through June 30, 2022

Item #	Notes/Comments
6	
7	
8	
13	Reserve for 3/1/22 Debt Service is funded in 21-221A Item 14
14	Reserve for 3/1/22 Payment Item 13
23	
24	Reserved for December 2022 Debt Service required by subordinate indenture
30	
32	
35	
37	
39	
50	
59	
60	
61	
62	
63	
65	
66	
67	
68	
69	
76	Funded in a prior year and SA allowed to retain as a reserve for expenditure in 20-21B; not likely to be spent until 21-22 so included again in this ROPS
80	Funded in a prior year and SA allowed to retain as a reserve for expenditure in 20-21B; not likely to be spent until 21-22 so included again in this ROPS
156	
157	
160	Any SA properties still in escrow at 6/30/21- commission and other selling costs to be paid from escrow sale proceeds
161	Any SA properties still in escrow at 6/30/21- commission and other selling costs to be paid from escrow sale proceeds

Palmdale
Recognized Obligation Payment Schedule (ROPS 21-22) - Notes
July 1, 2021 through June 30, 2022

Item #	Notes/Comments
162	Any SA properties still in escrow at 6/30/21- commission and other selling costs to be paid from escrow sale proceeds
163	Any remaining SA properties in escrow at 6/30/21 - in the event one or more properties fall out of escrow, additional appraisals my be necessary
169	
170	3% of prior year net enforceable obligations (including 20-21B Amended ROPS addition)
175	
176	75% of September 1, 2022 Debt Service
177	
178	75% of September 1, 2022 Debt Service

SUCCESSOR AGENCY
TO THE COMMUNITY REDEVELOPMENT AGENCY
OF THE CITY OF PALMDALE
CALIFORNIA
RESOLUTION NO. SA 2021-002

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, 2021 THROUGH JUNE 30, 2022 (ADMINISTRATIVE BUDGET 21-22)

WHEREAS, The Community Redevelopment Agency of the City of Palmdale ("Redevelopment Agency") was a redevelopment agency in the City of Palmdale ("City"), duly created pursuant to the California Community Redevelopment Law (Part 1 (commencing with Section 33000) of Division 24 of the California Health and Safety Code) ("Redevelopment Law"); and

WHEREAS, The City Council has adopted redevelopment plans for Palmdale's redevelopment project areas, and from time to time, the City Council has amended such redevelopment plans; and

WHEREAS, The Redevelopment Agency was responsible for the administration of redevelopment activities within the City; and

WHEREAS, Assembly Bill 1X 26 ("AB 26") was signed by the Governor on June 28, 2011 and upheld to be constitutional by the California Supreme Court on December 29, 2011; and

WHEREAS, AB 26 made certain changes to the California Community Redevelopment Law (Part 1 (commencing with Section 33000) of Division 24 of the California Health and Safety Code), including adding Part 1.8 (commencing with Section 34161) and Part 1.85 (commencing with Section 34170) ("Part 1.85") to Division 24 of the California Health and Safety Code ("Health and Safety Code"); and

WHEREAS, On February 1, 2012, as a result of the Supreme Court's decision, all California redevelopment agencies were dissolved, successor agencies were established as successor agencies to the former redevelopment agencies pursuant to Health and Safety Code Section 34173, and successor agencies are tasked with paying, performing and enforcing the enforceable obligations of the former redevelopment agencies and winding down the affairs of the former redevelopment agencies; and

WHEREAS, On June 27, 2012 the Governor of California signed Assembly Bill 1484 ("AB 1484") into law, making several substantive and technical

amendments to AB 26 (AB 26 and AB 1484 together referred to as the “Dissolution Bills”); and

WHEREAS, On January 4, 2012 the City Council adopted Resolution No. CC 2012-002 declaring itself as the Successor Agency to the Community Redevelopment Agency of the City of Palmdale (“Successor Agency”) upon the dissolution of the Redevelopment Agency; and

WHEREAS, On April 4, 2012 the City Council, acting in its capacity as the Successor Agency, adopted Resolution No. CC 2012-041 SA naming itself the “Successor Agency to the Community Redevelopment Agency of the City of Palmdale”, the sole name by which it will exercise its powers and fulfill its duties pursuant to Part 1.85 of AB 26, and establishing itself as a separate legal entity with rules and regulations that will apply to the governance and operations of the Successor Agency; and

WHEREAS, pursuant to Health and Safety Code Section 34179 (q), commencing on and after July 1, 2018, the County of Los Angeles, where more than 40 oversight boards were created by the Dissolution Act, shall have five consolidated oversight boards each encompassing the five supervisorial districts; and

WHEREAS, the Fifth Supervisorial District Consolidated Oversight Board ("Fifth District Consolidated Oversight Board") has jurisdiction over the Successor Agency of the Former Redevelopment Agency to the City of Palmdale; and

WHEREAS, the Fifth District Consolidated Oversight Board held a regular/special meeting on January 23, 2020; and

WHEREAS, Health and Safety Code Section 34177(j) (“Section 34177(j)”) requires the Successor Agency to prepare an administrative budget for the period July 1, 2021 through June 30, 2022 and submit the administrative budget to the Los Angeles County Fifth Supervisorial District Consolidated Oversight Board for approval. The administrative budget shall include all of the following: (i) estimated amounts for Successor Agency administrative costs for the upcoming annual fiscal period; (ii) proposed sources of payment for Successor Agency administrative costs; and (iii) proposals for arrangements for administrative and operations services provided by the City or other entity; and

WHEREAS, Health and Safety Code Section 34177(k) (“Section 34177(k)”) requires the Successor Agency to provide to the Los Angeles County Auditor-Controller for the period July 1, 2021 through June 30, 2022 the administrative cost estimates from its approved administrative budget that are to be paid from property tax revenues (i.e. former tax increment revenues) deposited in the County’s Redevelopment Property Tax Trust Fund established for the Successor Agency; and

WHEREAS, Health & Safety Code Section 34179.7 (o) (1), requires the Successor Agency to prepare a forward looking, annual Recognized Obligation Payment Schedule (ROPS) listing the enforceable obligations of the former Redevelopment Agency that are due in the next annual period and submitting an oversight board approved annual ROPS to the Department of Finance and Auditor-Controller by February 1, 2020; and

WHEREAS, Health & Safety Code Section 34171(b)(3) states that, the administrative cost allowance shall be up to 3 percent of the actual property tax distributed to the successor agency by the county auditor-controller in the preceding fiscal year for payment of approved enforceable obligations, reduced by the successor agency's administrative cost allowance and loan repayments made to the city pursuant to Section 34191.4(b) during the preceding fiscal year, subject to a minimum of $250,000, unless such amount is reduced by the Oversight Board or by agreement between the successor agency and the State Department of Finance ("Department of Finance"); and

WHEREAS, Staff of the Successor Agency seeks the Successor Agency's approval of the administrative budget for the period of July 1, 2021 through June 30, 2022 ("Administrative Budget 21-22"), in the form attached to this Resolution as Exhibit A, and the Successor Agency's authorization to submit the approved Administrative Budget 21-22 to the Los Angeles County Fifth Supervisorial District Consolidated Oversight Board for its approval and to forward the information required by Section 34177(k) to the Los Angeles County Auditor-Controller; and

WHEREAS, All other legal prerequisites to the adoption of this Resolution have occurred.

NOW THEREFORE, BE IT RESOLVED, THE SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF PALMDALE DOES HEREBY FIND, DETERMINE, RESOLVE AND ORDER AS FOLLOWS:

SECTION 1. The Board of Directors hereby finds and determines that the foregoing recitals are true and correct.

SECTION 2. The adoption of this Resolution is not intended to and shall not constitute a waiver by the Successor Agency of any rights the Successor Agency may have to challenge the effectiveness and/or legality of all or any portion of the Dissolution Bills through administrative or judicial proceedings.

SECTION 3. The Successor Agency's Administrative Budget 21-22 that is attached hereto as Exhibit A is hereby approved and adopted.

SECTION 4. The Executive Director, or designee, is hereby authorized and directed to: i) submit the approved Administrative Budget 21-22 to the Los Angeles

County Fifth Supervisorial District Consolidated Oversight Board for its review and approval; and ii) submit to the Los Angeles County Auditor-Controller the administrative cost estimates from Administrative Budget 21-22 that are to be paid from property tax revenues deposited in the County's Redevelopment Property Tax Trust Fund established for the Successor Agency; and iii) take any and all other actions and execute any and all such other documents as are necessary, convenient or appropriate to comply with the Dissolution Bills and to effectuate the intent of this Resolution on behalf of the Successor Agency.

SECTION 5. This Resolution shall take effect immediately upon its adoption.

SECTION 6. The Agency Secretary shall certify as to the adoption of this Resolution.

PASSED, APPROVED and **ADOPTED** this 12th day of January, 2021.

Approved as to form:

Christopher Beck
General Counsel

_____
Steven D. Hofbauer, Chair

ATTEST:

_____
Shanae Smith, Agency Secretary

I, Shanae Smith, Agency Secretary of the Successor Agency to the Community Redevelopment Agency of the City of Palmdale, California, do hereby certify that the foregoing resolution was duly passed, approved, and adopted by the Successor Agency at a regular meeting of said Agency held on the 12th day of January, 2021 by the following roll call vote:

AYES: _____

NOES:_____

ABSTAIN:_____ABSENT:_____

Date: _____ _____
Shanae Smith, Agency Secretary

Exhibit B to Resolution No. SA 2021-002

Successor Agency to the Community Redevelopment Agency
of the City of Palmdale Administrative Budget
For the Period of July 1, 2021 through June 30, 2022

MUNIS	Item	Hours	Rate		Successor Agency Fund 460
701000 - 708000	Salaries & Benefits			**$**	**298,264**
	City Manager's Office	**Hours**	**Rate**		
	City Manager	80	$ 483	$	38,640
	Assistant City Manager	95	$ 386	$	36,699
	Finance Manager	130	$ 226	$	29,384
	Senior Financial Analyst	175	$ 175	$	30,611
	Senior Account Clerk	185	$ 117	$	21,625
	City Attorney's Office				
	City Attorney	50	$ 333	$	16,636
	Assistant City Attorney	70	$ 282	$	19,716
	Senior Administrative Assistant	80	$ 126	$	10,107
	City Clerk's Office				
	City Clerk	100	$ 199	$	19,861
	Deputy City Clerk	120	$ 126	$	15,161
	Economic Development				
	Director of Economic Development	50	$ 236	$	11,805
	Economic Development Manager	140	$ 199	$	27,805
	Senior Administrative Assistant	160	$ 126	$	20,214
721110	Cont Svc - Agency Attorney			**$**	**20,000**
721960	Cont Svc-Professional Svcs			**$**	**13,700**
722310	Cont Svc - Legal Advertising			**$**	**4,500**
723410	Cont Svc-Landscape Maintenance			**$**	**706**
722450	Cont Svc - Document Center & Copier Lease			**$**	**636**
726500	Postage			**$**	**300**
729100	Utilities - Water			**$**	**300**
731000	Utilities - Gas			**$**	**550**
731700	Utilities - Electric			**$**	**19,000**
831101	Rent			**$**	**35,960**
	Total			**$**	**393,916**

Source of Funding:
Redevelopment Property Tax Trust Fund

City Council Staff Report

DATE: **JANUARY 12, 2021**

TO: **HONORABLE MAYOR AND CITY COUNCIL**

FROM: **ADMINISTRATIVE SERVICES DEPARTMENT**
EMERGENCY PREPAREDNESS DIVISION

DISTRICT: **ALL**

SUBJECT: **RESOLUTION NO. CC 2021-001, CONTINUING THE PROCLAMATION OF A LOCAL EMERGENCY RESULTING FROM CORONAVIRUS DISEASE (COVID-19).**

ISSUE

Adopt Resolution No. CC 2021-001, continuing the Proclamation of a Local Emergency resulting from Coronavirus Disease (COVID-19).

RECOMMENDATION

Staff recommends that the City Council adopt Resolution No. CC 2021-001, continuing the Proclamation of a Local Emergency resulting from Coronavirus Disease (COVID-19)

BACKGROUND

In December 2019, a new communicable disease, Coronavirus Disease (COVID-19), was first detected in Wuhan City, Hubei Province, China. Since that time, it has spread globally to over 122 countries, infecting more than 126,000 individuals and resulting in more than 4,614 deaths. Symptoms of the virus include fever, cough, and shortness of breath, and infected individuals have experienced a range of outcomes, from mild sickness to severe illness and death. This incident is being called the “COVID-19 outbreak.”

On January 31, 2020, the United States Secretary of Health and Human Services, Alex M. Azar ll, declared a Public Health Emergency to aid the United States in responding to COVID-19. This order was renewed on April 26, 2020.

On March 4, 2020, the State of California declared a State of Emergency to aid in the prevention and mitigation of the effects of the COVID-19 outbreak. That same day, the County of Los Angeles declared a State of Emergency to prevent the further spread of COVID-19 throughout the County of Los Angeles. Since that time, the counties of Orange, Santa Clara, San Diego, Sonoma, and San Francisco, along with the cities of Los Angeles, Long Beach, and San Francisco have also declared local health emergencies.

On March 11,2020, the World Health Organization declared the COVID-19 outbreak a pandemic, which means a global epidemic. That same day, there were a total of twenty-eight (28) cases of COVID-19 in the County of Los Angeles and one (1) reported death. That number has grown to 525,486 cases and 8,298 deaths throughout the County of Los Angeles and 10,457 cases and 96 deaths locally in Palmdale. The case numbers reflect cumulative cases since the pandemic was declared.

DISCUSSION

On March 11,2020, the City's Director of Emergency Services proclaimed the existence of a local emergency within the City of Palmdale, pursuant to California Government Code Section 8630 and Palmdale Municipal Code Section 2.28.060. Emergency proclamations issued by the Director of Emergency Services are valid for only seven (7) days. The City Council reviewed and ratified Resolution No. CC 2020-048 on March 17, 2020, ratifying the Director of Emergency Services' Proclamation of a Local Emergency Resulting from Coronavirus Disease 2019 (COVID-19), Resolution No. CC 2020-048 and authorizing the Director of Emergency Services to continue to take appropriate measures to protect the public health, safety, and welfare, and obtain emergency aid from other agencies.

The City Council adopted Resolution No. CC 2020-049 on April 7, 2020 and continued the state of emergency.

On June 2, 2020, the City Council adopted Resolution No. CC 2020-057 continuing the proclamation of a local emergency.

On August 4, 2020, the City Council adopted Resolution No. CC 2020-088 continuing the proclamation of a local emergency.

On October 6, 2020, the City Council adopted Resolution No. CC 2020-104 continuing the proclamation of a local emergency.

On November 17, 2020, the City Council adopted Resolution No. CC 2020-110 continuing the proclamation of a local emergency.

The local emergency will continue until terminated by the City Council. The City Council’s ratification of the local emergency is valid for sixty (60) days, unless extended by further City Council action.

Staff recommends approval of Resolution No. CC 2021-001 continuing the proclamation of a Local Emergency resulting from Coronavirus Disease 2019 (COVID-19).

FISCAL IMPACT

So long as the emergency declaration is in place, the City may submit expense claims to certain Federal and State agencies for reimbursement. Additionally, should additional

funds be required, the City Council may appropriate funds from the City's emergency reserve for use.

STRATEGIC PLAN

Goal I: Maintain effective public safety and protection for life, property, and the environment.

B. Be prepared to protect life, property, and the environment in the event of catastrophic disasters and emergencies.

C. Use a variety of methods to communicate timely, useful, and trusted information about City programs, services, and policies.

Prepared by:	Anne V. Ambrose, Administrative Services Director
Certified as to availability of Funds:	Keith Kang, Finance Manager
Approved by:	J.J. Murphy, ICMA-CM, City Manager
Approved as to form:	Christopher Beck, City Attorney

ATTACHMENTS

Resolution No. CC 2021-001

CITY COUNCIL
CITY OF PALMDALE, CALIFORNIA
RESOLUTION NO. CC 2021-001

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE CONTINUING THE LOCAL STATE OF EMERGENCY RESULTING FROM THE CORONAVIRUS DISEASE (COVID-2019)

WHEREAS Coronavirus Disease (COVID-19), a new communicable disease, was first detected in Wuhan City, Hubei Province, China in December 2019. COVID-19 has since spread globally to over 122 countries, infecting more than 73.4 million individuals and tragically resulting in more than 1.63 million deaths worldwide. Symptoms of the virus include fever, cough, and shortness of breath, and infected individuals have experienced a range of outcomes, from mild sickness to severe illness and death.

WHEREAS, the incident is being called the "COVID-19 outbreak."

WHEREAS, on January 31, 2020, the United States Secretary of Health and Human Services, Alex M. Azar II, declared a Public Health Emergency to aid the United States in responding to COVID-19 and renewed this declaration on April 26, 2020.

WHEREAS, on March 4, 2020, the State of California declared a State of Emergency to aid in the prevention and mitigation of the effects of the COVID-19 outbreak. On March 19, the State Health Officer issued a Stay-at Home order pursuant to Health and Safety Code 120125, 120140, 131080, 120130(c), 120135, 120145, 120175 and 120150 which has continued with modifications.

WHEREAS, on March 4, 2020, the County of Los Angeles declared a State of Emergency to prevent the further spread of COVID-19 throughout the County of Los Angeles. On March 13, the County Health Officer issued a Stay-at-Home Order which is still in effect with modifications.

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a pandemic, which means a global epidemic.

WHEREAS, On March 17, 2020, the City Council for the City of Palmdale ratified the City's Director of Emergency Services' proclamation of the existence of a local emergency within the City of Palmdale. The City Council adopted Resolution No. CC-2020-049 on April 7, 2020 further extending the state of emergency pursuant to California Government Code Section 8630 and Palmdale Municipal Code Section 2.28.060.

WHEREAS, on June 2, 2020, the City Council adopted Resolution No. 2020-057 continuing the proclamation of a local emergency due to the COVID-19 outbreak.

WHEREAS, on August 4, 2020, the City Council adopted Resolution No. 2020-088 continuing the proclamation of a local emergency due to the COVID-19 outbreak.

WHEREAS, on October 6, 2020, the City Council adopted Resolution No. CC 2020-104 continuing the proclamation of a local emergency.

WHEREAS, On November 17, 2020, the City Council adopted Resolution No. CC 2020-110 continuing the proclamation of a local emergency.

City of Palmdale in accordance with the Los Angeles County Health Officer and State of California Health Officer orders.

NOW THEREFORE, BE IT RESOLVED, THE CITY COUNCIL OF THE CITY OF PALMDALE DOES HEREBY FIND, DETERMINE, RESOLVE AND ORDER AS FOLLOWS:

SECTION 1. Pursuant to Government Code Section 8630(c), the City Council has reviewed the need for continuing the proclamation and hereby proclaims that a state of local emergency continues to exist within the City of Palmdale.

SECTION 2. Pursuant to the orders, issued under the California Health and Safety Code by the California State Public Health Officer and the Los Angeles County Health Officer, the Director of Emergency Services shall follow their guidance and directions until those orders expire or are lifted.

SECTION 3. The City Clerk shall certify to the adoption of this resolution.

PASSED, APPROVED and **ADOPTED** this 12th day of January 2021.

APPROVED AS TO FORM:

_____
Steven D. Hofbauer, Mayor

ATTEST:

_____ _____
Christopher Beck, City Attorney Shanae Smith, City Clerk

I, Shanae Smith, City Clerk of Palmdale, California, do hereby certify that the foregoing resolution was duly passed, approved, and adopted by the City Council of the City of Palmdale at a regular meeting of said Council held on the _____ day of _____, 20___ by the following roll call vote:

AYES: _____

NOES:_____

ABSTAIN: _____ABSENT:_____

Date: _____ _____

Shanae Smith, City Clerk

City Council Staff Report

DATE: **JANUARY 12, 2021**

TO: **HONORABLE MAYOR AND CITY COUNCIL**

FROM: **CITY MANAGER'S OFFICE**
HUMAN RESOURCES DIVISION

DISTRICT: **ALL**

SUBJECT: **ADOPT CITY OF PALMDALE RESOLUTION NO. CC 2021-003: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE AMENDING THE CITY'S CLASSIFICATION AND PAY PLAN FOR GENERAL POSITIONS.**

ISSUE

Adopt Resolution No. CC 2021-003 Amending the City's Classification and Pay Plan for General Positions.

RECOMMENDATION

Staff recommends that the City Council adopt Resolution No. Resolution No. CC 2021-003 Amending the City's Classification and Pay Plan for General Positions.

BACKGROUND

The Human Resources Division monitors and evaluates positions within the organization and makes recommendations based on the needs of the City. From time to time, it is necessary to reclassify positions based on the scope of work performed and the needs of the community.

DISCUSSION

Reclassification recommendations are based on existing and future workload demands and the need to expand staffing in strategic areas in order to maintain and enhance organizational performance measures. Recommendations for reclassifications are also based on the need to align titles with respective job duties.

DEPT/DIVISION	CURRENT TITLE/RANGE	NEW TITLE/RANGE
Finance	Office Assistant II/22	Account Clerk II/24
Finance	Office Assistant I/ 20	Administrative Assistant /27
Planning	Senior Planner/37	Planning Manager/44
Economic & Community Development	Deputy Director of Economic & Community Development/45	Director of Economic & Community Development/48

FISCAL IMPACT

The fiscal impact for the remainder of FY 2020 / 2021 is approximately $34,400. This is an annual on-going expense and is sufficiently budgeted. Additionally, vacancy savings will offset this minimal cost.

STRATEGIC PLAN

Goal IV: Maintain a desirable community where everyone wants to live, work and play.

C. Invest in staff and other human resource strategies to attract and retain a highly qualified, diverse, and creative workforce.

Prepared by:	Patricia Nevarez, Human Resources Manager
Certified as to availability of Funds:	Keith Kang, Finance Manager
Approved by:	J.J. Murphy, ICMA-CM, City Manager
Approved as to form:	Christopher Beck, City Attorney

ATTACHMENTS

1. Resolution No. CC 2021-003

CITY COUNCIL
CITY OF PALMDALE, CALIFORNIA
RESOLUTION NO. CC 2021-003

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE AMENDING THE CITY'S CLASSIFICATION AND PAY PLAN FOR GENERAL POSITIONS

NOW THEREFORE, BE IT RESOLVED, THE CITY COUNCIL OF THE CITY OF PALMDALE DOES HEREBY FIND, DETERMINE, RESOLVE AND ORDER AS FOLLOWS:

SECTION 1. The City's Classification and Pay Plan for General Positions is amended as set forth in the attached Exhibits 1 and 2.

SECTION 2. The City Clerk shall certify the passage and adoption of this resolution Amending the City's Classification and Pay Plan for General Positions. It is deemed to be effective January 12, 2021.

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SECTION 3. The City Clerk shall certify to the adoption of this resolution.

PASSED, APPROVED and **ADOPTED** this 12th day of January, 2021.

Approved as to form:

Christopher L. Beck
City Attorney

Steven D. Hofbauer, Mayor

ATTEST:

Shanae S. Smith, City Clerk

I, Shanae S. Smith, City Clerk of Palmdale, California, do hereby certify that the foregoing resolution was duly passed, approved, and adopted by the City Council of the City of Palmdale at a regular meeting of said Council held on the 12th day of January, 2021 by the following roll call vote:

AYES: _____

NOES:_____

ABSTAIN:_____ABSENT:_____

Date: _____ _____
Shanae S. Smith, City Clerk

CLASSIFICATION AND PAY PLAN – GENERAL POSITIONS
FY 2020 – 2021

TITLE	RANGE Hourly	RANGE #
Intern	$14.19 - $15.65 per hour	14
Public Security Officer	$14.19 - $15.65 per hour	14
Records Management Clerk I	$15.65 – $19.97 per hour	18
Senior Public Security Officer	$15.65 – $19.97 per hour	18
Office Assistant I	$17.25 – $22.02 per hour	20
Records Management Clerk II	$17.25 – $22.02 per hour	20
SAVES Assistant	$19.02 – $24.28 per hour	22
Senior Records Management Clerk	$19.02 – $24.28 per hour	22
Neighborhood Compliance Officer	$20.97 – $26.77 per hour	24
Theater Operations Technician	$20.97 – $26.77 per hour	24
Senior Neighborhood Compliance Officer	$23.12 – $29.51 per hour	26
Theater Operations Coordinator	$23.12 – $29.51 per hour	26
Administrative Assistant	$24.28 – $30.99 per hour	27

TITLE	RANGE Monthly	RANGE #
Office Assistant I	$2,990 - $3,817	20
Account Clerk I	$3,297 - $4,209	22
Office Assistant II	$3,297 - $4,209	22
SAVES Assistant	$3,297 - $4,209	22
Account Clerk II	$3,635 - $4,640	24
Public Safety Technician	$3,635 - $4,640	24
Community Development Technician I	$4,007 - $5,115	26
Community Service Officer	$4,007 - $5,115	26
Information Technology Technician I	$4,007 - $5,115	26
Senior Account Clerk	$4,007 - $5,115	26
Administrative Assistant	$4,209 - $5,372	27
Business License Coordinator	$4,418 - $5,640	28
Community Development Technician II	$4,418 - $5,640	28
Financial Technician	$4,418 - $5,640	28
Information Technology Technician II	$4,418 - $5,640	28
Payroll Specialist	$4,418 - $5,640	28
Public Safety Specialist	$4,418 - $5,640	28

TITLE	RANGE Monthly	RANGE #
Deputy City Clerk	$4,640 - $5,921	29
Housing Technician	$4,640 - $5,921	29
SAVES Coordinator	$4,640 - $5,921	29
Senior Administrative Assistant	$4,640 - $5,921	29
Senior Community Development Technician	$4,640 - $5,921	29
Supervising Public Security Officer	$4,640 - $5,921	29
Building Inspector I	$4,872 - $6,219	30
Engineering Technician I	$4,872 - $6,219	30
Plan Reviewer Aide	$4,872 - $6,219	30
Planning Aide	$4,872 - $6,219	30
Public Art Coordinator	$4,872 - $6,219	30
Public Works Inspector I	$4,872 - $6,219	30
Recreation Coordinator	$4,872 - $6,219	30
Buyer	$5,115 - $6,529	31
Code Enforcement Officer	$5,115 - $6,529	31
Community Compliance Specialist	$5,115 - $6,529	31
Digital Media Specialist	$5,115 - $6,529	31
Environmental Compliance Inspector	$5,115 - $6,529	31
Executive Assistant	$5,115 - $6,529	31
Human Resources Specialist	$5,115 - $6,529	31
Neighborhood Services Specialist	$5,115 - $6,529	31
Traffic Signal & Streetlight Technician I	$5,115 - $6,529	31
Assistant Planner	$5,372 - $6,855	32
Building Inspector II	$5,372 - $6,855	32
Engineering Technician II	$5,372 - $6,855	32
Information Technology Specialist	$5,372 - $6,855	32
Public Works Inspector II	$5,372 - $6,855	32
Supervising Community Development Technician	$5,372 - $6,855	32
Assistant Engineer I	$5,640 - $7,199	33
Collection System Maintenance Planner	$5,640 - $7,199	33
Community Compliance Coordinator	$5,640 - $7,199	33
Human Resources Analyst I	$5,640 - $7,199	33
Legal & Risk Assistant	$5,640 - $7,199	33
Management Analyst I	$5,640 - $7,199	33
Recreation Supervisor	$5,640 - $7,199	33
Senior Buyer	$5,640 - $7,199	33
Traffic Signal & Streetlight Technician II	$5,640 - $7,199	33
Associate Planner	$5,921 - $7,559	34
Plan Reviewer	$5,921 - $7,559	34
Senior Building Inspector	$5,921 - $7,559	34
Senior Engineering Technician	$5,921 - $7,559	34
Senior Public Works Inspector	$5,921 - $7,559	34
Assistant Engineer II	$6,219 - $7,937	35
Emergency Services Coordinator	$6,219 - $7,937	35
Financial Analyst	$6,219 - $7,937	35
Fleet Supervisor	$6,219 - $7,937	35
Housing Coordinator	$6,219 - $7,937	35

TITLE	RANGE Monthly	RANGE #
Human Resources Analyst II	$6,219 - $7,937	35
Information Technology Analyst I	$6,219 - $7,937	35
Maintenance Asset Analyst	$6,219 - $7,937	35
Management Analyst II	$6,219 - $7,937	35
Media Production Specialist	$6,219 - $7,937	35
Senior Traffic Signal & Streetlight Technician	$6,219 - $7,937	35
Sponsorship & Marketing Specialist	$6,219 - $7,937	35
Water Park Supervisor	$6,219 - $7,937	35
Collection System Superintendent	$6,529 - $8,334	36
Community Compliance Supervisor	$6,529 - $8,334	36
Facilities Superintendent	$6,529 - $8,334	36
Landscape Superintendent	$6,529 - $8,334	36
Public Safety Supervisor	$6,529 - $8,334	36
Senior Financial Analyst	$6,529 - $8,334	36
Senior Plan Reviewer	$6,529 - $8,334	36
Associate Engineer	$6,855 - $8,743	37
Information Technology Analyst II	$6,855 - $8,743	37
Public Works Project Manager	$6,855 - $8,743	37
Senior Housing Coordinator	$6,855 - $8,743	37
Senior Human Resources Analyst	$6,855 - $8,743	37
Senior Management Analyst	$6,855 - $8,743	37
Senior Planner	$6,855 - $8,743	37
Supervising Building Inspector	$6,855 - $8,743	37
Supervising Financial Analyst	$6,855 - $8,743	37
Supervising Public Works Inspector	$6,855 - $8,743	37
Budget Officer	$7,199 - $9,187	38
Deputy Public Information Officer	$7,199 - $9,187	38
GIS Coordinator	$7,199 - $9,187	38
Street Superintendent	$7,199 - $9,187	38
Traffic Signal & Streetlight Manager	$7,199 - $9,187	38
Senior Information Technology Analyst	$7,559 - $9,648	39
Assistant Finance Manager	$7,937 - $10,130	40
Community Programs Manager	$7,937 - $10,130	40
Council Chief of Staff	$7,937 - $10,130	40
Deputy City Attorney	$7,937 - $10,130	40
Environmental & Technology Manager	$7,937 - $10,130	40
Housing Manager	$7,937 - $10,130	40
Neighborhood Preservation Supervisor	$7,937 - $10,130	40
Principal Planner	$7,937 - $10,130	40
Recreation Manager	$7,937 - $10,130	40
Senior Civil Engineer	$7,937 - $10,130	40
Assistant to the City Manager	$8,334 - $10,636	41
City Clerk	$8,334 - $10,636	41
Communications Manager/Public Information Officer	$8,334 - $10,636	41

TITLE	**RANGE Monthly**	**RANGE #**
Building Official	$8,743 - $11,168	42
Economic Development Manager	$8,743 - $11,168	42
Information Technology Manager	$8,743 - $11,168	42
Maintenance Services Manager	$8,743 - $11,168	42
Capital Improvement Program Manager	$9,648 - $12,312	44
Finance Manager	$9,648 - $12,312	44
Human Resources Manager	$9,648 - $12,312	44
Planning Manager	$9,648 - $12,312	44
Traffic Engineer	$9,648 - $12,312	44
Deputy Director of Economic & Community Development	$10,130 - $12,927	45
Assistant City Attorney	$11,168 - $14,253	47
City Engineer	$11,168 - $14,253	47
Deputy City Manager	$11,726 - $14,966	48
Director of Administrative Services	$11,726 - $14,966	48
Director of Economic & Community Development	$11,726 - $14,966	48
Director of Neighborhood Services	$11,726 - $14,966	48
Director of Parks & Recreation	$11,726 - $14,966	48
Director of Public Works	$14,253 - $18,190	52
Assistant City Manager	$15,714 - $20,055	54

TITLE	**Monthly - Contract**
City Manager	$25,417
City Attorney	$17,083

City of Palmdale
Hourly Wage Range/Step Schedule - General Positions
Effective January 1, 2021

Range	Step A	Step B	Step C	Step D	Step E	Step F
14	N/A	N/A	14.19	14.90	15.65	N/A
15	N/A	14.19	14.90	15.65	16.43	17.25
16	14.19	14.90	15.65	16.43	17.25	18.12
17	14.90	15.65	16.43	17.25	18.12	19.02
18	15.65	16.43	17.25	18.12	19.02	19.97
19	16.43	17.25	18.12	19.02	19.97	20.97
20	17.25	18.12	19.02	19.97	20.97	22.02
21	18.12	19.02	19.97	20.97	22.02	23.12
22	19.02	19.97	20.97	22.02	23.12	24.28
23	19.97	20.97	22.02	23.12	24.28	25.49
24	20.97	22.02	23.12	24.28	25.49	26.77
25	22.02	23.12	24.28	25.49	26.77	28.11
26	23.12	24.28	25.49	26.77	28.11	29.51
27	24.28	25.49	26.77	28.11	29.51	30.99
28	25.49	26.77	28.11	29.51	30.99	32.54
29	26.77	28.11	29.51	30.99	32.54	34.16
30	28.11	29.51	30.99	32.54	34.16	35.88
31	29.51	30.99	32.54	34.16	35.88	37.67
32	30.99	32.54	34.16	35.88	37.67	39.55
33	32.54	34.16	35.88	37.67	39.55	41.53
34	34.16	35.88	37.67	39.55	41.53	43.61
35	35.88	37.67	39.55	41.53	43.61	45.79
36	37.67	39.55	41.53	43.61	45.79	48.08
37	39.55	41.53	43.61	45.79	48.08	50.44
38	41.53	43.61	45.79	48.08	50.44	53.00
39	43.61	45.79	48.08	50.44	53.00	55.66
40	45.79	48.08	50.44	53.00	55.66	58.44
41	48.08	50.44	53.00	55.66	58.44	61.36
42	50.44	53.00	55.66	58.44	61.36	64.43
43	53.00	55.66	58.44	61.36	64.43	67.65
44	55.66	58.44	61.36	64.43	67.65	71.03
45	58.44	61.36	64.43	67.65	71.03	74.58
46	61.36	64.43	67.65	71.03	74.58	78.31
47	64.43	67.65	71.03	74.58	78.31	82.23
48	67.65	71.03	74.58	78.31	82.23	86.34
49	71.03	74.58	78.31	82.23	86.34	90.65
50	74.58	78.31	82.23	86.34	90.65	95.19
51	78.31	82.23	86.34	90.65	95.19	99.95
52	82.23	86.34	90.65	95.19	99.95	104.94
53	86.34	90.66	95.19	99.95	104.94	110.19
54	90.66	95.19	99.95	104.95	110.19	115.70
55	95.19	99.95	104.95	110.19	115.70	121.49
56	99.95	104.95	110.19	115.70	121.49	127.56
57	104.95	110.19	115.70	121.49	127.56	133.94
58	110.19	115.70	121.49	127.56	133.94	140.64
59	115.70	121.49	127.56	133.94	140.64	147.67
60	121.49	127.56	133.94	140.64	147.67	155.05
61	127.56	133.94	140.64	147.67	155.05	162.81
62	133.94	140.64	147.67	155.05	162.81	170.95
63	140.64	147.67	155.05	162.81	170.95	179.49

City of Palmdale
Bi-weekly Wage Range/Step Schedule - General Positions
Effective January 1, 2021

Range	Step A	Step B	Step C	Step D	Step E	Step F
14	N/A	N/A	1,135.20	1,192.00	1,252.00	N/A
15	N/A	1,135.20	1,192.00	1,252.00	1,314.40	1,380.00
16	1,135.20	1,192.00	1,252.00	1,314.40	1,380.00	1,449.60
17	1,192.00	1,252.00	1,314.40	1,380.00	1,449.60	1,521.60
18	1,252.00	1,314.40	1,380.00	1,449.60	1,521.60	1,597.60
19	1,314.40	1,380.00	1,449.60	1,521.60	1,597.60	1,677.60
20	1,380.00	1,449.60	1,521.60	1,597.60	1,677.60	1,761.60
21	1,449.60	1,521.60	1,597.60	1,677.60	1,761.60	1,849.60
22	1,521.60	1,597.60	1,677.60	1,761.60	1,849.60	1,942.40
23	1,597.60	1,677.60	1,761.60	1,849.60	1,942.40	2,039.20
24	1,677.60	1,761.60	1,849.60	1,942.40	2,039.20	2,141.60
25	1,761.60	1,849.60	1,942.40	2,039.20	2,141.60	2,248.80
26	1,849.60	1,942.40	2,039.20	2,141.60	2,248.80	2,360.80
27	1,942.40	2,039.20	2,141.60	2,248.80	2,360.80	2,479.20
28	2,039.20	2,141.60	2,248.80	2,360.80	2,479.20	2,603.20
29	2,141.60	2,248.80	2,360.80	2,479.20	2,603.20	2,732.80
30	2,248.80	2,360.80	2,479.20	2,603.20	2,732.80	2,870.40
31	2,360.80	2,479.20	2,603.20	2,732.80	2,870.40	3,013.60
32	2,479.20	2,603.20	2,732.80	2,870.40	3,013.60	3,164.00
33	2,603.20	2,732.80	2,870.40	3,013.60	3,164.00	3,322.40
34	2,732.80	2,870.40	3,013.60	3,164.00	3,322.40	3,488.80
35	2,870.40	3,013.60	3,164.00	3,322.40	3,488.80	3,663.20
36	3,013.60	3,164.00	3,322.40	3,488.80	3,663.20	3,846.40
37	3,164.00	3,322.40	3,488.80	3,663.20	3,846.40	4,035.20
38	3,322.40	3,488.80	3,663.20	3,846.40	4,035.20	4,240.00
39	3,488.80	3,663.20	3,846.40	4,035.20	4,240.00	4,452.80
40	3,663.20	3,846.40	4,035.20	4,240.00	4,452.80	4,675.20
41	3,846.40	4,035.20	4,240.00	4,452.80	4,675.20	4,908.80
42	4,035.20	4,240.00	4,452.80	4,675.20	4,908.80	5,154.40
43	4,240.00	4,452.80	4,675.20	4,908.80	5,154.40	5,412.00
44	4,452.80	4,675.20	4,908.80	5,154.40	5,412.00	5,682.40
45	4,675.20	4,908.80	5,154.40	5,412.00	5,682.40	5,966.40
46	4,908.80	5,154.40	5,412.00	5,682.40	5,966.40	6,264.80
47	5,154.40	5,412.00	5,682.40	5,966.40	6,264.80	6,578.40
48	5,412.00	5,682.40	5,966.40	6,264.80	6,578.40	6,907.20
49	5,682.40	5,966.40	6,264.80	6,578.40	6,907.20	7,252.00
50	5,966.40	6,264.80	6,578.40	6,907.20	7,252.00	7,615.20
51	6,264.80	6,578.40	6,907.20	7,252.00	7,615.20	7,996.00
52	6,578.40	6,907.20	7,252.00	7,615.20	7,996.00	8,395.20
53	6,907.20	7,252.80	7,615.20	7,996.00	8,395.20	8,815.20
54	7,252.56	7,615.19	7,995.95	8,395.74	8,815.53	9,256.31
55	7,615.19	7,995.95	8,395.74	8,815.53	9,256.31	9,719.12
56	7,995.95	8,395.74	8,815.53	9,256.31	9,719.12	10,205.08
57	8,395.74	8,815.53	9,256.31	9,719.12	10,205.08	10,715.33
58	8,815.53	9,256.31	9,719.12	10,205.08	10,715.33	11,251.10
59	9,256.31	9,719.12	10,205.08	10,715.33	11,251.10	11,813.66
60	9,719.12	10,205.08	10,715.33	11,251.10	11,813.66	12,404.34
61	10,205.08	10,715.33	11,251.10	11,813.66	12,404.34	13,024.56
62	10,715.33	11,251.10	11,813.66	12,404.34	13,024.56	13,675.78
63	11,251.10	11,813.66	12,404.34	13,024.56	13,675.78	14,359.57

City of Palmdale
Monthly Wage Range/Step Schedule - General Positions
Effective January 1, 2021

Range	Step A	Step B	Step C	Step D	Step E	Step F
14	N/A	N/A	2,460	2,583	2,713	N/A
15	N/A	2,460	2,583	2,713	2,848	2,990
16	2,460	2,583	2,713	2,848	2,990	3,141
17	2,583	2,713	2,848	2,990	3,141	3,297
18	2,713	2,848	2,990	3,141	3,297	3,461
19	2,848	2,990	3,141	3,297	3,461	3,635
20	2,990	3,141	3,297	3,461	3,635	3,817
21	3,141	3,297	3,461	3,635	3,817	4,007
22	3,297	3,461	3,635	3,817	4,007	4,209
23	3,461	3,635	3,817	4,007	4,209	4,418
24	3,635	3,817	4,007	4,209	4,418	4,640
25	3,817	4,007	4,209	4,418	4,640	4,872
26	4,007	4,209	4,418	4,640	4,872	5,115
27	4,209	4,418	4,640	4,872	5,115	5,372
28	4,418	4,640	4,872	5,115	5,372	5,640
29	4,640	4,872	5,115	5,372	5,640	5,921
30	4,872	5,115	5,372	5,640	5,921	6,219
31	5,115	5,372	5,640	5,921	6,219	6,529
32	5,372	5,640	5,921	6,219	6,529	6,855
33	5,640	5,921	6,219	6,529	6,855	7,199
34	5,921	6,219	6,529	6,855	7,199	7,559
35	6,219	6,529	6,855	7,199	7,559	7,937
36	6,529	6,855	7,199	7,559	7,937	8,334
37	6,855	7,199	7,559	7,937	8,334	8,743
38	7,199	7,559	7,937	8,334	8,743	9,187
39	7,559	7,937	8,334	8,743	9,187	9,648
40	7,937	8,334	8,743	9,187	9,648	10,130
41	8,334	8,743	9,187	9,648	10,130	10,636
42	8,743	9,187	9,648	10,130	10,636	11,168
43	9,187	9,648	10,130	10,636	11,168	11,726
44	9,648	10,130	10,636	11,168	11,726	12,312
45	10,130	10,636	11,168	11,726	12,312	12,927
46	10,636	11,168	11,726	12,312	12,927	13,574
47	11,168	11,726	12,312	12,927	13,574	14,253
48	11,726	12,312	12,927	13,574	14,253	14,966
49	12,312	12,927	13,574	14,253	14,966	15,713
50	12,927	13,574	14,253	14,966	15,713	16,500
51	13,574	14,253	14,966	15,713	16,500	17,325
52	14,253	14,966	15,713	16,500	17,325	18,190
53	14,966	15,714	16,500	17,325	18,190	19,100
54	15,714	16,500	17,325	18,191	19,100	20,055
55	16,500	17,325	18,191	19,100	20,055	21,058
56	17,325	18,191	19,100	20,055	21,058	22,111
57	18,191	19,100	20,055	21,058	22,111	23,217
58	19,100	20,055	21,058	22,111	23,217	24,377
59	20,055	21,058	22,111	23,217	24,377	25,596
60	21,058	22,111	23,217	24,377	25,596	26,876
61	22,111	23,217	24,377	25,596	26,876	28,220
62	23,217	24,377	25,596	26,876	28,220	29,631
63	24,377	25,596	26,876	28,220	29,631	31,112

City of Palmdale
Yearly Wage Range/Step Schedule - General Positions
Effective January 1, 2021

Range	Step A	Step B	Step C	Step D	Step E	Step F
14	N/A	N/A	29,515	30,992	32,552	N/A
15	N/A	29,515	30,992	32,552	34,174	35,880
16	29,515	30,992	32,552	34,174	35,880	37,690
17	30,992	32,552	34,174	35,880	37,690	39,562
18	32,552	34,174	35,880	37,690	39,562	41,538
19	34,174	35,880	37,690	39,562	41,538	43,618
20	35,880	37,690	39,562	41,538	43,618	45,802
21	37,690	39,562	41,538	43,618	45,802	48,090
22	39,562	41,538	43,618	45,802	48,090	50,502
23	41,538	43,618	45,802	48,090	50,502	53,019
24	43,618	45,802	48,090	50,502	53,019	55,682
25	45,802	48,090	50,502	53,019	55,682	58,469
26	48,090	50,502	53,019	55,682	58,469	61,381
27	50,502	53,019	55,682	58,469	61,381	64,459
28	53,019	55,682	58,469	61,381	64,459	67,683
29	55,682	58,469	61,381	64,459	67,683	71,053
30	58,469	61,381	64,459	67,683	71,053	74,630
31	61,381	64,459	67,683	71,053	74,630	78,354
32	64,459	67,683	71,053	74,630	78,354	82,264
33	67,683	71,053	74,630	78,354	82,264	86,382
34	71,053	74,630	78,354	82,264	86,382	90,709
35	74,630	78,354	82,264	86,382	90,709	95,243
36	78,354	82,264	86,382	90,709	95,243	100,006
37	82,264	86,382	90,709	95,243	100,006	104,915
38	86,382	90,709	95,243	100,006	104,915	110,240
39	90,709	95,243	100,006	104,915	110,240	115,773
40	95,243	100,006	104,915	110,240	115,773	121,555
41	100,006	104,915	110,240	115,773	121,555	127,629
42	104,915	110,240	115,773	121,555	127,629	134,014
43	110,240	115,773	121,555	127,629	134,014	140,712
44	115,773	121,555	127,629	134,014	140,712	147,742
45	121,555	127,629	134,014	140,712	147,742	155,126
46	127,629	134,014	140,712	147,742	155,126	162,885
47	134,014	140,712	147,742	155,126	162,885	171,038
48	140,712	147,742	155,126	162,885	171,038	179,587
49	147,742	155,126	162,885	171,038	179,587	188,552
50	155,126	162,885	171,038	179,587	188,552	197,995
51	162,885	171,038	179,587	188,552	197,995	207,896
52	171,038	179,587	188,552	197,995	207,896	218,275
53	179,587	188,573	197,995	207,896	218,275	229,195
54	188,567	197,995	207,895	218,289	229,204	240,664
55	197,995	207,895	218,289	229,204	240,664	252,697
56	207,895	218,289	229,204	240,664	252,697	265,332
57	218,289	229,204	240,664	252,697	265,332	278,599
58	229,204	240,664	252,697	265,332	278,599	292,529
59	240,664	252,697	265,332	278,599	292,529	307,155
60	252,697	265,332	278,599	292,529	307,155	322,513
61	265,332	278,599	292,529	307,155	322,513	338,638
62	278,599	292,529	307,155	322,513	338,638	355,570
63	292,529	307,155	322,513	338,638	355,570	373,349

City Council Staff Report

DATE: **JANUARY 12, 2021**

TO: **HONORABLE MAYOR AND CITY COUNCIL**

FROM: **PUBLIC WORKS**
ENGINEERING DIVISION

DISTRICT: **1, 2**

SUBJECT: **NOTICE OF COMPLETION – ACCEPT PUBLIC IMPROVEMENTS FOR WASTE MANAGEMENT TIERRA SUBIDA STREET IMPROVEMENTS**

ISSUE

Notice of Completion – Accept Public Improvements for Waste Management Tierra Subida Street Improvements.

RECOMMENDATION

Staff recommends that the City Council:

1. Accept the completed public improvements and grant authorization to file a Notice of Completion and release the security for the completed public improvements for the projects listed in Exhibit "A"; and

2. Authorize the City Manager or his designee to file a Notice of Completion.

BACKGROUND

This construction project was to add a left turn lane on the north bound side of Tierra Subida Avenue on to City Ranch Road into the Waste Management site. The project consisted of street improvements. The public improvements have been installed per the approved construction plan, inspected and approved by City Public Works inspection staff.

DISCUSSION

The required public improvements for the project listed in Exhibit "A" have been completed to the satisfaction of the City Engineer as required in the Subdivision/Development Improvement Agreement between the developer and the City. This council action will accept the public improvements as complete and will begin a one-year period, thereafter transferring maintenance responsibility of these improvements from the developer, to the City of Palmdale. This council action will also initiate the City's release of applicable securities posted for this project in accordance

with the City's subdivision regulations. This action is being taken pursuant to Section 16.110.060 of the City's Municipal Code.

FISCAL IMPACT

The City's maintenance costs will incrementally increase as a result of acceptance of these improvements. Those costs are sufficiently incorporated in the FY 2021 Annual Operating Budget.

STRATEGIC PLAN

Goal III: Invest in infrastructure to improve community livability.

C. Plan and maintain safe and attractive neighborhoods, streets, facilities, and public spaces with exciting programming that promotes active fun for everyone.

Prepared by:	Chuck Heffernan, P.E., Director of Public Works
Certified as to availability of Funds:	Keith Kang, Finance Manager
Approved by:	J.J. Murphy, ICMA-CM, City Manager
Approved as to form:	Christopher Beck, City Attorney

ATTACHMENTS

1. Exhibit A – List of Completed Public Improvements
2. Notice of Completion – Waste Management Tierra Subida Street Improvements

EXHIBIT A
LIST OF COMPLETED PUBLIC IMPROVEMENTS
Street Improvements

Tract/Parcel	Plan #	Quantity	Security
Waste Management NB Left Turn Lane	ST 18-14	473 LF	$71,000

RECORDING REQUESTED BY:

CITY OF PALMDALE

WHEN RECORDED MAIL TO:

CITY OF PALMDALE
OFFICE OF THE CITY CLERK
38300 SIERRA HIGHWAY, SUITE C
PALMDALE, CA 93550

Space above this line is for Recorder's Use

NOTICE OF COMPLETION

Notice pursuant to Civil Code Section 3093, is hereby given that:

1. The undersigned is owner or corporate officer of the interest or estate stated below in the property hereinafter described.
2. The full name of the owner is City of Palmdale, a Municipal Corporation.
3. The full address of the owner is 38300 Sierra Highway, Palmdale, CA 93550.
4. The nature of interest or estate of the owner is: **Street Improvements-Tierra Subida Avenue Left Turn Lane,**
5. A work of improvement on the property hereinafter described was completed on **November 17, 2020**
6. The work done was: "**Street Improvements-Tierra Subida Avenue Left Turn Lane**",
7. The name of the Contractor for such work of improvement: Waste Management
8. The property on which said work of improvement was completed is in the City of Palmdale, County of Los Angeles, State of California, and is described as follows: **Tierra Subida Avenue and City Ranch Road**
9. The address of said property is: **1200 City Ranch Road**

Dated: January 12, 2021

CITY OF PALMDALE

Chuck Heffernan, P.E., Director of Public Works

VERIFICATION

I, the undersigned, say: I am the City Engineer, the declarant of the foregoing notice of completion; I have read the said notice of completion and know the contents thereof; the same is true of my own knowledge. I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 12, 2021, in the City of Palmdale, California.

Chuck Heffernan, P.E., Director of Public Works

City Council Staff Report

DATE: **JANUARY 12, 2021**

TO: **HONORABLE MAYOR AND CITY COUNCIL**

FROM: **PUBLIC WORKS DEPARTMENT**
CAPITAL IMPROVEMENT PROGRAM DIVISION

DISTRICT: **4**

SUBJECT: **APPROVE SUPPLEMENTAL AGREEMENT NO. 1 TO AGREEMENT NO. A-7073 WITH ARAMEXX GROUP INC. FOR CHANGES IN SCOPE OF WORK ON DOMENIC MASSARI SIDEWALK REPAIR PROJECT IN THE AMOUNT OF $79,965.**

ISSUE

Supplemental Agreement No. 1 to Agreement No. A-7073 with Aramexx Group Inc. for changes in scope of work on Domenic Massari Sidewalk Repair Project in the amount of $79,965.

RECOMMENDATION

Staff recommends that the City Council:

1. Approve Supplemental Agreement No. 1 to Agreement No. A-7073 with Aramexx Group Inc. for changes in scope of work on Domenic Massari Sidewalk Repair Project in the amount of $79,965, and;
2. Authorize a supplemental appropriation from the TDA Article 3 Fund available balance to the Domenic Massari Sidewalk Repair Project in the amount of $40,000; and
3. Authorize the City Manager or his designee to execute Supplemental Agreement No. 1 to Agreement No. A-7073 with Aramexx Group Inc. including minimal and/or non-substantive changes.

BACKGROUND

In August 2020, the City awarded a construction contract with Aramexx Group Inc. to remove and replace damaged and upheaved concrete walkways throughout Domenic Massari Park, in order to meet American with Disabilities Act (ADA) standard requirements. Site work included grinding of uneven sidewalks to eliminate trip hazards, grading and pruning of tree roots to install new concrete walkways (under the direction of the City's Arborist) and constructing ADA compliant curb ramps. Dead/missing trees would be replaced, and point source irrigation devices would be repaired.

DISCUSSION

The project was awarded to Aramexx Group Inc. for $449,855. The scope of Supplemental Agreement No. 1 includes construction of concrete mow curbs and aluminum edging to match new pedestrian concrete walkway grades with adjacent landscaped slopes, the replacement of additional cracked sidewalk panels, new stabilized decomposed granite pedestrian walkways, and relocation of handicap parking stalls.

During construction, the contractor uncovered several locations where critical tree roots impeded final improvements and it was determined by the City's Arborist that the root system must remain in-place to preserve the health of the tree. Field changes have been made to narrow or adjust walkway path grades to avoid sensitive roots, while still complying with ADA requirements. Additional construction measures were required to tie new sidewalk grades with surrounding features and field elevations. A redesign of the northern pedestrian walkway is required to avoid the primary tree root system and shall be comprised of stabilized decomposed granite walking path. Based on this change, Building & Safety Department required that handicap parking stalls would need to be relocated accordingly. The project change orders reflect these changes and additional cracked sidewalk panels that were potential trip hazards.

FISCAL IMPACT

Funding for this project is budgeted in Account No. P0030206-724525 and P0030220-72452. The original budget earlier this year was $539,175, which included costs for construction and contingency, administration, inspection, and labor compliance costs. This supplemental agreement will increase total project costs to $571,800, approximately a 15% increase. There are sufficient funds in the TDA Article 3 available balance to cover the shortfall.

	Budget	Anticipated Expenditures	Actual Expenditures	Difference (over/under budget)
Park Site Improvements	$539,175			
Construction		$449,855	$529,819.24	($79,964.24)
Contingency		$45,000		$45,000.00
Inspection/Administration		$20,000	$25,035.76	($5,035.76)
Geotechnical Testing		$4,200	$4,200.00	
Compliance		$11,345	$11,345.00	
Legal Advertising		$1,400	$1,400.00	
Total	**$539,175**	**$531,800**	**$571,800**	**($40,000.00)**

STRATEGIC PLAN

Goal III: Invest in infrastructure to improve community livability.

C. Plan and maintain safe and attractive neighborhoods, streets, facilities, and public spaces with exciting programming that promotes active fun for everyone.

Prepared by:	Chuck Heffernan P.E., Director of Public Works
Certified as to availability of Funds:	Keith Kang, Finance Manager
Approved by:	J.J. Murphy, ICMA-CM, City Manager
Approved as to form:	Christopher Beck, City Attorney

ATTACHMENTS

Supplemental Agreement No. 1 to Agreement No. A-7073

SUPPLEMENTAL AGREEMENT

PALMDALE
a place to call home

Agreement No: 1

Project Title: **Domenic Massari Park Sidewalk Repair Project**

Aramexx Group
5836 Republic Street
Riverside, CA 92504

Project No: **775** **Account Nos.** **P0030206-724525** **P0030220-724525** **Contract Date:** **August 4, 2020**

The following changes are hereby made to the Contract Documents:

See attached change order summary - Exhibit "A"

TOTAL $ 79,964.24

Justification:

See attached change order summary - Exhibit "A"

Change to Contract Price:

Original Contract Price:	$	449,855.00
The Contract Price due to this Supplemental Agreement will be increased by:	$	79,964.24
The new Contract Price due to this Supplemental Agreement will be:	$	529,819.24

Change to Contract Time:

Original Contract Time:	60	[calendar days]
The Contract Time has been increased by:	25	[calendar days]
The date for completion of all work under the contract shall now be:	12/22/2020	

APPROVALS REQUIRED:

To be effective, this order must be approved by the Owner if it changes the scope or objective of the project, or as may otherwise be required under the terms of the Supplementary General Conditions of the Contract.

Contractor: _____ Date: _____
Aramexx Group

Project Manager: _____ Date: _____
Amilcar Naef

Director of Public Works: _____ Date: _____
Chuck Heffernan, P.E.

City Manager: _____ Date: _____
J.J. Murphy, ICMA-CM

ATTEST:

_____
Shanae S. Smith,
City Clerk

APPROVED AS TO FORM:

_____
Christopher L. Beck
City Attorney

EXHIBIT "A"

CHANGE ORDER SUMMARY
Supplemental Agreement No. 1
PN 775 – Domenic Massari Park Sidewalk Repair Project

ITEM NO.	DESCRIPTION OF CHANGE	JUSTIFICATION	AMOUNT OF CHANGE
1	**CCO#1:** Construction Zone, Area No. 1 Improvements	The southern pedestrian concrete walkway was adjusted and raised to meet ADA requirements. Based on this field adjustment, adjusted field slopes need to be regraded and a combination of aluminum edging and concrete mow strips are required. In addition to this work, an ADA curb ramp was reconstructed to meet current standards and specifications.	$18,277.15
2	**CCO#2:** Revisions for project #6, North pedestrian walkway	Based on field conditions, the design of the northern pedestrian walkway will be a decomposed granite (GD) walking path to preserve and protect existing trees and root systems. Due to this revision, ADA parking stalls are required to be relocated to the western pedestrian park entrance. Partially offset by Item No. 10 below.	$78,800.00
3	**CCO#3:** Construction Zone Area No. 2 Improvements	The addition of aluminum edging is required to install decomposed granite along the western pedestrian walkway into the softball/baseball fields.	$6,403.09
4	**CCO#3:** Item 4, Sawcut & Remove existing concrete	During construction, additional cracked sidewalk panels were to be a potential trip hazard and remove accordingly.	$3,740.00
5	**CCO#3:** Item 5, Pour & finish concrete paving 4" thick (PCC)	Additional sidewalk panels that were potential trip hazards were replaced.	$6,640.00
6	**CCO#3:** Item 6, Construct stabilized decomposed granite (3" thick)	Based on field measurements, additional stabilized decomposed granite was required.	$3,120.00
7	**CCO#3:** Item 10, Remove tree and replace with 24" box London Plane Trees	This item was removed from the contract, as City Maintenance Department prefers to plant trees during the optimum planting season of the year.	($8,000.00)

It is understood that with the signing and execution of this supplemental agreement, the Contractor waives any and all rights to claim, seek, and demand additional compensation for this contract, including those from subcontractors, suppliers, or vendors. The City of Palmdale shall in no way have obligations beyond the adjusted Contract amount reflected herein. The Contractor shall provide proof of all releases from subcontractors, suppliers, vendors, and shall hold the City of Palmdale harmless from any and all claims associated with this Contract.

Contractor Initials: _____

EXHIBIT "A"

CHANGE ORDER SUMMARY
Supplemental Agreement No. 1
PN 775 – Domenic Massari Park Sidewalk Repair Project

ITEM NO.	DESCRIPTION OF CHANGE	JUSTIFICATION	AMOUNT OF CHANGE
8	**CCO#3:** Item 13, Construct concrete retaining mow strip	Based on field measurements, additional retaining mow strip was poured for an ADA curb ramp.	$800.00
9	**CCO#3:** Item 16, Construct mountable curb	Additional curb was constructed to replace existing curb that was not salvageable, during construction.	$11,610.00
10	**CO#3:** Item 17, Pour & finish concrete paving 6" thick (PCC)	In an effort to preserve sensitive tree roots, concrete sidewalk paths were reduced, narrowed or replaced with DG to avoid conflicts. Final quantities were reduced per the contract.	($41,426.00)
		TOTAL AMOUNT OF CHANGES	$ 79,964.24

It is understood that with the signing and execution of this supplemental agreement, the Contractor waives any and all rights to claim, seek, and demand additional compensation for this contract, including those from subcontractors, suppliers, or vendors. The City of Palmdale shall in no way have obligations beyond the adjusted Contract amount reflected herein. The Contractor shall provide proof of all releases from subcontractors, suppliers, vendors, and shall hold the City of Palmdale harmless from any and all claims associated with this Contract.

Contractor Initials: _____

City Council Staff Report

DATE: **JANUARY 12, 2021**

TO: **HONORABLE MAYOR AND CITY COUNCIL**

FROM: **PUBLIC WORKS DEPARTMENT**
CAPITAL IMPROVEMENT PROGRAM DIVISION

DISTRICT: **2**

SUBJECT: **APPROVE SUPPLEMENTAL AGREEMENT NO. 1 WITH DEARK E&C, INC. FOR ADDITIONAL AMERICANS WITH DISABILITIES ACT (ADA) IMPROVEMENTS AT THE PALMDALE TRANSPORTATION CENTER IN THE AMOUNT OF $42,566.**

ISSUE

Approve Supplemental Agreement No. 1 with for Deark E&C, Inc. for additional Americans with Disabilities Act (ADA) improvements at the Palmdale Transportation Center in the amount of $42,566.

RECOMMENDATION

Staff recommends that the City Council:

1. Approve Supplemental Agreement No. 1 with Deark E&C, Inc. for additional Americans with Disabilities Act (ADA) improvements at the Palmdale Transportation Center in the amount of $42,566.

2. Authorize the City Manager or his designee to execute Supplemental Agreement No. 1 to Agreement No. A-7061 with Deark E&C, Inc. including making minor and non-substantive changes.

BACKGROUND

In August 2020, the City awarded a contract with Deark E & C to provide for American with Disabilities Act (ADA) improvements to the Palmdale Transportation Center. Exterior site work included restriping affected areas of ADA parking stalls, installation of delineators and international symbol of accessibility markings, access striping and signage. Truncated domes, accessible ramps and detectable directional texture would be added to the train platform at the Metrolink openings. Inside the building, a wall between the female restroom and the utility closet would be demolished and rebuilt with enough clearance to provide a wheelchair turning radius within the female ADA stall. Other small ADA improvement would be conducted in the lobby area.

DISCUSSION

In 2019, the initial project budget was $300,000. The project was awarded to Deark E&C, Inc. for $167,700. The scope of Supplemental Agreement No. 1 includes the adjustment of the wall between the female restroom and the utility room, the removal, cutting, and reinstallation of the female restroom countertop, and additional site curb ramp replacement at two locations and a portion of sidewalk replacement.

The wall between the restroom and utility room was assumed to include 4" studs but field conditions revealed to show 6" studs. This required additional structural calculations and redesign, as the floor drain would also need to be relocated. Additionally, the female restroom sink was noted to be located too high to meet ADA clearance and the contractor was directed to lower the sink countertop. Upon lowering the countertop, the sink apron did not allow for the minimum 27" knee clearance below the sink. It was determined that the countertop would need to be removed, the sink apron cut, and the countertop reinstalled to meet all appropriate ADA clearances.

In association with sitework, the original scope of work included work along one defined path of travel from the accessible parking to the bus depot and the train station and building. After meeting with Building and Safety and the City Attorney's office, it was determined that to address the PTC ADA issues more comprehensively, additional ADA upgrades to secondary and tertiary paths of travel would be beneficial to the City, especially in avoiding future ADA liability issues. This additional work includes a portion of sidewalk that needs to be replaced and two additional curb cut replacements.

FISCAL IMPACT

Sufficient funds exist in the PTC ADA Upgrade Account B0004203 for the additional cost of Supplemental Agreement No. 1 of $42,566.

	Budget	Anticipated Expenditures	Difference (within budget)
ADA Improvements	$300,000		
Construction		$167,700	
Inspection/Administration		$16,770	
Compliance		$5,000	
Contingency		$16,770	
Supplemental No. 1		**$42,566**	
Total	**$300,000**	**$248,806**	**$51,194**

STRATEGIC PLAN

Goal III: Invest in infrastructure to improve community livability.

C. Plan and maintain safe and attractive neighborhoods, streets, facilities, and public spaces with exciting programming that promotes active fun for everyone

Prepared by:	Chuck Heffernan P.E., Director of Public Works
Certified as to availability of Funds:	Keith Kang, Finance Manager
Approved by:	J.J. Murphy, ICMA-CM, City Manager
Approved as to form:	Christopher Beck, City Attorney

ATTACHMENTS

A-7061, Supplemental Agreement No. 1

Agreement A-7061

SUPPLEMENTAL AGREEMENT

PALMDALE
a place to call home

Supplemental Agreement No: 1

Project Title:	Palmdale Transportation Center ADA Upgrade
Contractor:	Deark E&C, Inc. 3650 Burritt Way La Crescenta, CA 91214
Project No:	778
Account No.	B0004203-724525
Contract Date:	Sep-20

The following changes are hereby made to the Contract Documents:
See attached change order summary - Exhibit "A"

TOTAL $42,565.26

Justification:
See attached change order summary - Exhibit "A"

Change to Contract Price:

Original Contract Price:	$	167,700.00
Current Contract Price, as adjusted by previous Supplemetal Agreements:		
The Contract Price due to this Supplemental Agreement will be increased by:	$	42,565.26
The new Contract Price due to this Supplemental Agreement will be:	$	210,265.26

Change to Contract Time:

Original Contract Time:	240 calendar days
The Contract Time has been increased by:	0 calendar days
The date for completion of all work under the contract shall now be:	05/13/2021

APPROVALS REQUIRED:

To be effective, this order must be approved by the Owner if it changes the scope or objective of the project, or as may otherwise be required under the terms of the Supplementary General Conditions of the Contract.

Contractor: Jorg K ... Date: 11/19/2020

Project Manager: _____ Date: _____

Director of Public Works: _____ Date: _____

City Manager: _____ Date: _____

ATTEST:

_____
City Clerk

APPROVED AS TO FORM:

_____
Chris L. Beck

PN 778- PTC ADA Upgrade
SUPPLEMENTAL AGREEMENT NO. 1
EXHIBIT A

Change Order #	DESCRIPTION	JUSTIFICATION	COST
1	Restroom Wall Adjustment	It was determined that the drawings did not reflect the existing conditions of the wall between the female retroom and the utility room. Framing was required to be revised, the AC drain pipe and the floor drain were needed to be rerouted and relocated.	$8,907.61
2	Restroom Countertop Cutting	The drawings called out for the lowering of the sink countertop in the female restroom in order to meet the ADA maximum countertop dimensions. After this work was performed, it was determined that the sink apron was now encroaching onto the minimum knee clearance dimension of 27". It was determined that the sink apron will be required to be cut in order to meet this knee clearance dimension.	$2,957.65
3	Additional Site Curb ramp replacement, sidewalk replacement, and truncated domes.	The CASP Report identified a variety of issues that were not shown on the plan set due to them not being along the path of travel required to comply with the ADA. It has been determined that the City should address the issues noted on the CASP in regards to two additional curb cut ramps and an additional sidewalk area. This additional work will require additional curb ramp replacements, a sidewalk section replacement, and one addition of truncated domes at the new ADA parking approach.	$27,300.00
4	Workers Com. Insurance, Liability Insurance, and General costs	The above additional work will incur additional workers com. Insurance, liability insurance, and general costs.	$3,400.00
		TOTAL SUPPLEMENTAL AGREEMENT NO. 1	**$42,565.26**

City Council Staff Report

DATE: **JANUARY 12, 2021**

TO: **HONORABLE MAYOR AND CITY COUNCIL**

FROM: **PUBLIC WORKS DEPARTMENT**
CAPITAL IMPROVEMENT PROGRAM DIVISION

DISTRICT: **1 & 3**

SUBJECT: **AWARD CONSTRUCTION CONTRACT WITH INTERIOR DEMOLITION INC. FOR AVENUE R ABATEMENT AND DEMOLITION IN THE AMOUNT OF $154,379**

ISSUE

Award Construction Contract with Interior Demolition Inc. for Avenue R Abatement and Demolition in the amount of $154,379.

RECOMMENDATION

Staff recommends that the City Council:

1. Award Construction Contract with Interior Demolition, Inc. for Avenue R Abatement and Demolition in the amount of $154,379.

2. Authorize the City Manager or his designee to execute the Agreement with Interior Demolition, Inc., including minimal and/or non-substantive changes.

BACKGROUND

The Avenue R Complete Streets Project provides for a complete street concept that will accommodate pedestrian, bicycle, vehicle, and bus transportation modes on Avenue R between Sierra Highway and 25th Street East. As part of this project there are a total of eight (8) residences and/or commercial sites that need to be removed due conflict with the proposed street improvements. PN 818 is the first phase of this project to provide asbestos and lead based paint abatement, demolishing of building(s) and clearing the property of six (6) properties. The properties are located: 38011 13th Street East; 1055 East Avenue R; 1245 East Avenue R; 1251 East Avenue R – Procedure 5; 1259 East Avenue R; 1133,1133-1/2, 1135 East Avenue R. The other two properties will be bid out in early 2021.

DISCUSSION

Five (5) bids for this project were received on December 3, 2020 and are summarized as follows:

Bidder	Location	Amount
1. Interior Demolition, Inc.	Montrose, CA	$154,379
2. CSI Services	San Pedro, CA	$219,500
3. T3 Contractors Corp	Riverside, CA	$239,000
4. Asbestos Instant Response Inc.	Los Angeles, CA	$258,745
5. Resource	Long Beach	$294,799

References have been checked and staff recommends that the City Council award Project No. 818, to Interior Demolition, Inc. in the amount of $154,379.

FISCAL IMPACT

Sufficient funds exist in S0058209-724525-3039, Avenue R Complete Streets and Safe Routes, with a current balance of $2.6 million. The project estimate for this phase was $250,000. The project budget includes the following:

	Budget	Anticipated Expenditures	Difference
Abatement & Demo	$ 250,000		
Construction		$154,379	
Inspection/Administration		$10,000	
Compliance		$2,000	
Contingency		$15,500	
Total	**$250,000**	**$ 181,879**	**$ 68,121**

STRATEGIC PLAN

Goal III: Invest in infrastructure to improve community livability.

C. Plan and maintain safe and attractive neighborhoods, streets, facilities, and public spaces with exciting programming that promotes active fun for everyone

Prepared by:	Chuck Heffernan P.E., Director of Public Works
Certified as to availability of Funds:	Keith Kang, Finance Manager
Approved by:	J.J. Murphy, ICMA-CM, City Manager
Approved as to form:	Christopher Beck, City Attorney

ATTACHMENTS

Demo location map

PN 818 AVENUE R ABATEMENT AND DEMOLITION



THE CITY OF PALMDALE ASSUMES NO LIABILITY FOR DAMAGES THAT MAY ARISE FROM THE USE OF INFORMATION RETRIEVED FROM THIS MAP.

City Council Staff Report

DATE: **JANUARY 12, 2021**

TO: **HONORABLE MAYOR AND CITY COUNCIL**

FROM: **PUBLIC WORKS DEPARTMENT**
CAPITAL IMPROVEMENT PROGRAM DIVISION

DISTRICT: **ALL**

SUBJECT: **APPROVE AGREEMENT NO. A-7316 WITH LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY (LACMTA) FOR THE PALMDALE TRANSPORTATION CENTER TRANSIT AND INFRASTRUCTURE DESIGN PROJECT IN THE AMOUNT OF $2,000,000.**

ISSUE

Agreement No. A-7316 with Los Angeles County Metropolitan Transportation Authority (LACMTA) for the Palmdale Transportation Center Transit and Infrastructure Project in the amount of $2,000,000.

RECOMMENDATION

Staff recommends that the City Council:

1. Approve Agreement No. A-7316 with the Los Angeles County Metropolitan Transportation Authority for the Palmdale Transportation Center Transit and Infrastructure Design Project in the amount of $2,000,000.

2. Authorize the City Manager or his designee to execute Agreement No. A-7316, with the Los Angeles County Metropolitan Transportation Authority, including minimal and/or non-substantive changes.

BACKGROUND

In June 2017, the Metro Board of Directors approved the adoption of the Measure M Master Guidelines (Guidelines), with two amendments and five approved motions. Subsequently, the Administrative Procedures for Measure M Multi-year Subregional Program (MSP) were signed by the CEO on February 2, 2018.

The North County Subregion consists of member agencies from the cities of Lancaster, Palmdale, Santa Clarita, and adjacent unincorporated area of Los Angeles County (5th Supervisorial District). The North County Transportation Coalition Joint Powers Authority (NCTC JPA) was formed in May 2018 and led the Plan development process, which included working with the member agencies along with the public participation process in

the Antelope and Santa Clarita Valleys. The NCTC JPA Governing Board also adopted Subregional Qualitative Performance Measures including Mobility, Economic Vitality, Accessibility, Safety and Sustainability & Quality of Life, per the Administrative Procedures.

In February 2019, the LACMTA approved the programming of $13,143,260 in Measure M MSP - Transit Program. In response to this opportunity, the City of Palmdale worked with the Los Angeles County Metropolitan Transportation Authority (LACMTA) to establish a scope of work that best serves the Palmdale Transportation Center, the future multi modal high-speed rail, and the SR-138 Corridor as a whole.

DISCUSSION

The scope of work will refine and expand on the initial infrastructure analysis performed by the California High Speed Rail Authority (HSRA). It will include an analysis of the existing and future planned infrastructure systems necessary to support the future multi-modal high-speed rail, Metrolink and BrightlineRailUSA Station, and may be used by the California HSRA to support the development of future design documents.

These projects include environmental and design services, and are oriented towards safety, capacity, and operational improvements of the Palmdale Transportation Center and the SR-138 corridor and are further expanded upon in the below programmed funding table.

FISCAL IMPACT

The Los Angeles County Metropolitan Transportation Authority (LACMTA) is the agency responsible for programming the Measure M MSP – Transit Program funds for the above referenced projects. Under the terms and conditions contained in the Funding Agreement, LACMTA has authorized programming of Measure “M” funds in the amount of $ 2 million dollars to be spent between fiscal years 2020-2021 and 2021-2022, as outlined in the table below. This project is currently shown in Account No. F0060209, PTC Transit Infrastructure Improvements.

LACMTA PROGRAMMED FUNDING	FY 20-21	FY 21-22	TOTAL BUDGET
Environmental Assessment / Watershed Hydrology	$400,000		$400,000
Avenue R Regional Detention Basin	$300,000	$400,000	$700,000
Sewer Capacity Assessment		$200,000	$200,000
LA County Sanitation District Trunk Sewer By-Pass	$200,000		$200,000
City of Palmdale Public Sewer By-Pass	$150,000		$150,000
Regional Storm Drain Relocation		$100,000	$100,000
Avenue Q Utility Relocation		$250,000	$250,000
TOTAL	**$1,050,000**	**$950,000**	**$2,000,000**

Note: Measure “M” funding does not require the City to provide a match.

STRATEGIC PLAN

Goal II: Ensure long-term fiscal health of the City and maintain funding for services.

D. Pursue alternative financing opportunities for continued infrastructure improvements and quality community programs.

Goal III: Invest in infrastructure to improve community livability.

D. Launch an efficient regional multi-modal transportation hub connecting high speed rail, air, auto and public transit.

Prepared by:	Chuck Heffernan P.E., Director of Public Works
Certified as to availability of Funds:	Keith Kang, Finance Manager
Approved by:	J.J. Murphy, ICMA-CM, City Manager
Approved as to form:	Christopher Beck, City Attorney

ATTACHMENTS

1. Agreement No. A-7316
2. Measure M Funding Agreement – Multi-Year Subregional Programs

MEASURE M FUNDING AGREEMENT
MULTI-YEAR SUBREGIONAL PROGRAMS

This Funding Agreement ("FA") is made and entered into effective as of November 6, 2020 ("Effective Date"), and is by and between the Los Angeles County Metropolitan Transportation Authority ("LACMTA") and City of Palmdale ("GRANTEE") for Palmdale Transportation Center Transit and Infrastructure Design Project, LACMTA Project ID# MM4502.01 and FTIP# LA9918904, (the "Project"). This Project is eligible for funding under Line 64 of the Measure M Expenditure Plan.

WHEREAS, LACMTA adopted Ordinance #16-01, the Los Angeles County Traffic Improvement Plan, on June 23, 2016 (the "Ordinance"), which Ordinance was approved by the voters of Los Angeles County on November 8, 2016 as "Measure M" and became effective on July 1, 2017.

WHEREAS, the funding set forth herein is intended to fund Plans, Specifications and Estimates (PS&E) of the Project.

WHEREAS, the LACMTA Board, at its February 28, 2019 meeting, programmed $2,000,000, in Measure M Funds to GRANTEE for PS&E, subject to the terms and conditions contained in this FA; and

WHEREAS, the LACMTA Board, at its April 23, 2020 meeting, approved reprogramming of the $2,000,000 Measure M Funds; and

WHEREAS, the Funds are currently programmed as follows: $100,000 in Measure M Funds in Fiscal Years (FY) FY 2019-20; $1,025,000 FY 2020-21; and $875,000 FY 2021-22. The total designated for PS&E of the Palmdale Transportation Center Transit and Infrastructure Design Project is $2,000,000.

NOW, THEREFORE, the parties hereby agree as follows:

The terms and conditions of this FA consist of the following and each is incorporated by reference herein as if fully set forth herein:

1. Part I – Specific Terms of the FA
2. Part II – General Terms of the FA
3. Attachment A – Project Funding
4. Attachment B – Expenditure Plan- Cost & Cash Flow Budget
5. Attachment C – Scope of Work
6. Attachment D – Project Reporting and Expenditure Guidelines
7. Attachment D-1 – intentionally omitted
8. Attachment D-2 – Quarterly Progress/Expenditure Report
9. Attachment E – Federal Transportation Improvement Program (FTIP) Sheet
10. Attachment F – Bond Requirements
11. Any other attachments or documents referenced in the above documents

In the event of a conflict, the Special Grant Conditions, if any, shall prevail over the Specific Terms of the FA and any attachments and the Specific Terms of the FA shall prevail over the General Terms of the FA.

IN WITNESS WHEREOF, the parties have caused this FA to be executed by their duly authorized representatives as of the dates indicated below:

LACMTA:

LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY

By: _____ Date: _____

Phillip A. Washington
Chief Executive Officer

APPROVED AS TO FORM:

RODRIGO CASTRO-SILVA
Acting County Counsel

By: _____ Date: 11/19/2020

Deputy

GRANTEE:

City of Palmdale

By: _____ Date: _____

JJ Murphy
City Manager

APPROVED AS TO FORM:

By: _____ Date: _____

Christopher Beck
City Attorney

PART I
SPECIFIC TERMS OF THE FA

1. Title of the Project (the "Project"): Palmdale Transportation Center Transit and Infrastructure Design Project –Plans, Specifications and Estimates (PS&E) of the Project. LACMTA Project ID# MM4502.01, FTIP# LA9918904.

2. Grant Funds:

2.1 Programmed Funds for this Project consist of Measure M Funds.

2.2 To the extent the Measure M Funds are available; LACMTA shall make to GRANTEE a grant of the Measure M funds in the amount of $2,000,000 (the "Fund") for the Project. LACMTA Board of Directors' action of February 28, 2019 granted the Measure M Funds for the Project. LACMTA Board of Directors' action of April 23, 2020 reprogram the Measure M Funds. The Funds are programmed over three years for Fiscal Years (FY) FY 2019-20, FY 2020-21, and FY 2021-22.

3. This grant shall be paid on a reimbursement basis. GRANTEE must provide the appropriate supporting documentation with the Quarterly Progress/Expenditure Report. GRANTEE Funding Commitment, if applicable, must be spent in the appropriate proportion to the Funds with each quarter's expenditures. LACMTA will withhold five percent (5%) eligible expenditures per invoice as retention pending an audit of expenditures and completion of scope of work.

4. **Attachment A** the "Project Funding" documents all sources of funds programmed for the Project as approved by LACMTA. The Project Funding includes the total programmed funds for the Project, including the Funds programmed by LACMTA and, if any, the GRANTEE Funding Commitment of other sources of funding. The Project Funding also includes the fiscal years in which all the funds for the Project are programmed. The Funds are subject to adjustment by subsequent LACMTA Board Action.

5. **Attachment B** is the Expenditure Plan- Cost & Cash Flow Budget (the "Expenditure Plan"). It is the entire proposed cash flow, the Budget and financial plan for the Project, which includes the total sources of all funds programmed to the Project, including GRANTEE and other entity funding commitments, if any, for this Project as well as the fiscal year and quarters the Project funds are anticipated to be expended. GRANTEE shall update the Expenditure Plan annually, no later than December 31, and such update shall be submitted to LACMTA's Senior Executive Officer managing the Measure M Multi-Year Subregional Program in writing. If the LACMTA's Senior Executive Officer managing the Measure M Multi-Year Subregional Program concurs with such updated Expenditure Plan in writing, Attachment B shall be replaced with the new Attachment B setting forth the latest approved Expenditure Plan. Payments under this FA shall be consistent with Attachment B as revised from time to time. Any change to the final milestone date must be made by a fully executed amendment to this FA.

6. **Attachment C** is the "Scope of Work". The GRANTEE shall complete the Project as described in the Scope of Work. This Scope of Work shall include a detailed description of the Project and the work to be completed, including anticipated Project milestones and a schedule consistent with the lapsing policy in Part II, Section 9, and a description of the Project limits, if the Project is a capital project. No later than December 31 of each year, GRANTEE shall notify LACMTA if there are any changes to the final milestone date set forth in the schedule or any changes to the Scope of Work. If LACMTA agrees to such changes, the parties shall memorialize such changes in an amendment to this FA. Work shall be delivered in accordance with the schedule and scope identified in this FA unless otherwise agreed to by the parties in writing in an amendment to this FA. If GRANTEE fails to meet milestones or in deliver of the Project, LACMTA will have the option to suspend or terminate the FA for default as described in Part II, Sections 2, 9, 10 and 11 herein below. To the extent interim milestone dates are not met but GRANTEE believes and can show documentation acceptable to LACMTA supporting GRANTEE's ability to make up the time so as to not impact the final milestone date, GRANTEE shall notify LACMTA of such changes in its Quarterly Progress/Expenditure Reports and such interim milestone dates will automatically be amended to the latest interim milestone dates provided in the Quarterly Progress/Expenditure Reports Attachment D-2. In no event can the final milestone date be amended by a Quarterly Progress/Expenditure Report.

7. No changes to this FA, including but not limited to the Funds, and any other source of funds from LACMTA in the Project Funding, Expenditure Plan or the Scope of Work shall be allowed without an amendment to the original FA, approved and signed by both parties.

8. **Attachment D** is the "Project Reporting & Expenditure Guidelines". GRANTEE shall complete the "Quarterly Progress/Expenditure Report". The Quarterly Progress/Expenditure Report is attached to this FA as Attachment D-2 in accordance with Attachment D – Project Reporting and Expenditure Guidelines.

9. **Attachment E**, the "FTIP PROJECT SHEET (PDF)", is required to ensure that the Project is programmed correctly in the most up-to-date FTIP document. The FTIP PROJECT SHEET (PDF) can be found in ProgramMetro FTIP database under the reports section at http://program.metro.net. All projects that receive funding through Measure M must be programmed into the FTIP, which includes locally funded regionally significant projects for information and air quality modeling purposes. GRANTEE shall review the Project in ProgramMetro each year and update or correct the Project information as necessary during a scheduled FTIP amendment or adoption. GRANTEE will be notified of amendments and adoptions to the FTIP via e-mail. Changes to the FTIP through ProgramMetro should be made as soon as possible after GRANTEE is aware of any changes to the Project, but no later than October 1 of the year the change or update is effective. Should GRANTEE fail to meet this date, it may affect GRANTEE's ability to access funding, delay the Project and may ultimately result in the Funds being lapsed.

10. LACMTA anticipates it may need to avail itself of lower cost bonds or other debt, the interest on which is tax exempt for federal tax purposes (collectively, the "Bonds") to provide at least a portion of its funding commitments under this Agreement to GRANTEE. GRANTEE shall ensure that the expenditure of the Funds disbursed to GRANTEE does not jeopardize the tax-exemption of the interest, as specified in the Bond Requirements attached

as **Attachment F** to this Agreement. GRANTEE agrees to provide LACMTA with progress reports, expenditure documentation, and any other documentation as reasonably requested by LACMTA and necessary for LACMTA to fulfill its responsibilities as the grantee or administrator or bond issuer of the Funds. With regard to LACMTA debt financing to provide any portion of the Funds, GRANTEE shall take all reasonable actions as may be requested of it by LACMTA's Project Manager for the Project, to assist LACMTA in demonstrating and maintaining over time, compliance with the relevant sections of the Federal Tax Code to maintain such Bonds' tax status.

11. GRANTEE shall comply with the "Special Grant Conditions" attached as **Attachment G**, if any.

12. No changes to the (i) Grant amount, (ii) Project Funding, (iii) the Scope of Work (except as provided herein), (iv) Final milestone date or (v) Special Grant Conditions, shall be allowed without a written amendment to this FA, approved and signed by the LACMTA Chief Executive Officer or his/her designee and GRANTEE. Modifications that do not materially affect the terms of this FA, such as redistributing Funds among existing budget line items or non-material schedule changes must be formally requested by GRANTEE and approved by LACMTA in writing. Non-material changes are those changes which do not affect the grant amount or its schedule, Project Funding, or the Scope of Work, including the Work schedule.

13. LACMTA's Address:

Los Angeles County Metropolitan Transportation Authority
One Gateway Plaza
Los Angeles, CA 90012
Attention: Annie Chou
LACMTA Project Manager
Mail Stop: 99-23-3
Phone: (213)418-3453
Email: choua@metro.net

14. GRANTEE's Address:

City of Palmdale
Public Works/Capital Improvement
38250 Sierra Highway Palmdale, CA 93550
Lynn Glidden
Phone: 661-267-5315
Email: lglidden@cityofpalmdale.org

PART II
GENERAL TERMS OF THE FA

1. TERM

The term of this FA shall commence on the Effective Date of this FA, and shall terminate upon the occurrence of all of the following, unless terminated earlier as provided herein: (i) the agreed upon Scope of Work has been completed; (ii) all LACMTA audit and reporting requirements have been satisfied; and (iii) the final disbursement of the Funds has been made to GRANTEE. All eligible Project expenses as defined in the Reporting and Expenditure Guidelines (Attachment D), incurred after the FA Effective Date shall be reimbursed in accordance with the terms and conditions of this FA unless otherwise agreed to by the parties in writing.

2. SUSPENSION OR TERMINATION

Should LACMTA determine there are insufficient Measure M Funds available for the Project, LACMTA may suspend or terminate this FA by giving written notice to GRANTEE at least thirty (30) days in advance of the effective date of such suspension or termination. If a Project is suspended or terminated pursuant to this section, LACMTA will not reimburse GRANTEE any costs incurred after that suspension or termination date, except those costs necessary to: (i) return any facilities modified by the Project construction to a safe and operable state; and (ii) suspend or terminate the construction contractor's control over the Project. LACMTA's share of these costs will be consistent with the established funding percentages outlined in this FA.

3. INVOICE BY GRANTEE

Unless otherwise stated in this FA, the Quarterly Progress/Expenditure Report, with supporting documentation of expenses, Project progress and other documents as required, which has been pre-approved by LACMTA, all as described in Part II, Section 6.1 of this FA, shall satisfy LACMTA invoicing requirements. Grantee shall only submit for payment the LACMTA pre-approved Quarterly Progress/Expenditure Report Packets to the LACMTA Project Manager at the email address shown in Part I and to LACMTA Accounts Payable Department as shown below.

Submit invoice with supporting documentation to:
ACCOUNTSPAYABLE@METRO.NET (preferable)
or
mail to:
Los Angeles County Metropolitan Transportation Authority
Accounts Payable
P. O. Box 512296
Los Angeles, CA 90051-0296
All invoice material must contain the following information:
Re: LACMTA Project ID# MM4502.01 and FA# 9200000000M450201
Attn: Annie Chou; Mail Stop 99-23-3

4. USE OF FUNDS

4.1 GRANTEE shall utilize the Funds to complete the Project as described in the Scope of Work and in accordance with the Reporting and Expenditure Guidelines, the specifications for use for the transportation purposes described in the Ordinance, the Guidelines and the Multi-Year Subregional Programs Administrative Procedures.

4.2 Attachment C shall constitute the agreed upon Scope of Work between LACMTA and GRANTEE for the Project. The Funds, as granted under this FA, can only be used towards the completion of the Scope of Work detailed in Attachment C.

4.3 GRANTEE shall not use the Funds to substitute for any other funds or projects not specified in this FA. Further, GRANTEE shall not use the Funds for any expenses or activities above and beyond the approved Scope of Work (Attachment C) without an amendment to the FA approved and signed by the LACMTA Chief Executive Officer or his Designee. To the extent LACMTA provides GRANTEE with bond or commercial paper proceeds, such Funds may not be used to reimburse for any costs that jeopardize the tax exempt nature of such financings as reasonably determined by LACMTA and its bond counsel.

4.4 GRANTEE must use the Funds in the most cost-effective manner. If GRANTEE intends to use a consultant or contractor to implement all or part of the Project, LACMTA requires that such activities be procured in accordance with GRANTEE's contracting procedures and consistent with State law as appropriate. GRANTEE will also use the Funds in the most cost-effective manner when the Funds are used to pay "in-house" staff time. This effective use of funds provision will be verified by LACMTA through on-going Project monitoring and through any LACMTA interim and final audits.

4.5 GRANTEE'S employee, officers, councilmembers, board member, agents, or consultants (a "GRANTEE Party") are prohibited from participating in the selection, award, or administration of a third-party contract or sub-agreement supported by the Funds if a real or apparent conflict of interest would be involved. A conflict of interest would include, without limitation, an organizational conflict of interest or when any of the following parties has a financial or other interest in any entity selected for award: (a) a GRANTEE Party (b) any member of a GRANTEE Party's immediate family, (c) a partner of a GRANTEE Party; (d) any organization that employs or intends to employ any of the above. This conflict of interest provision will be verified by LACMTA through on-going Project monitoring and through any LACMTA interim and final audits.

4.6 If a facility, equipment (such as computer hardware or software), vehicle or property, purchased or leased using the Funds, ceases to be used for the proper use as originally stated in the Scope of Work, or the Project is discontinued, any Funds expended for that purpose must be returned to LACMTA as follows: GRANTEE shall be required to repay the Funds in proportion to the useful life remaining and in an equal proportion of the grant to GRANTEE Funding Commitment ratio.

4.7 If the Project requires the implementation of an Intelligent Transportation Systems ("ITS") project, GRANTEE shall ensure the Project is consistent with

the Regional ITS Architecture. Attachment G, the Los Angeles County Regional ITS Architecture (CONNECT-IT) Consistency Self-Certification Form, must be completed and signed for planned ITS projects and/or ITS projects that use local, state, or federal funds programmed or administered through LACMTA. Refer to www.laconnect-it.com to find information about the CONNECT-IT Service Packages.

4.8 If any parking facilities are designed and/or constructed using the Funds, GRANTEE shall coordinate with LACMTA parking program staff (see www.metro.net for staff listing) in the planning, design and management of the facility and shall ensure that its implementation is consistent with the LACMTA adopted parking policy. For the parking policy, see http://media.metro.net/projects_studies/call_projects/images/09%20Appendix%20D%20Parking%20Policy.pdf

5. REIMBURSEMENT OF FUNDS

Funds will be released on a reimbursement basis in accordance with invoices submitted in support of the Quarterly Progress/Expenditure Reports. LACMTA will make all disbursements electronically unless an exception is requested in writing. Reimbursements via Automated Clearing House (ACH) will be made at no cost to GRANTEE. GRANTEE must complete the ACH form and submit such form to LACMTA before grant payments can be made. ACH Request Forms can be found at www.metro.net/projects/call_projects/call_projects-reference-documents/. GRANTEE must provide detailed supporting documentation with its Quarterly Progress/Expenditure Reports. GRANTEE Funding Commitment, if any, must be spent in direct proportion to the Funds with each quarter's payment.

6. REPORTING AND AUDIT REQUIREMENTS/PAYMENT ADJUSTMENTS

6.1 GRANTEE shall submit the draft of Quarterly Progress/Expenditure Report (Attachment D-2) within sixty (60) days after the close of each quarter on the last day of the months November, February, May and August to the LACMTA Project Manager for review and pre-approval of the applicable report. LACMTA Project Manager shall review and respond in writing to the draft Quarterly Progress/Expenditure Report within thirty (30) calendar days from receipt. Grantee shall submit the LACMTA pre-approved Quarterly Progress/Expenditure Report no later than five (5) days after receipt of LACMTA's written approval. Should GRANTEE fail to submit either the draft or pre-approved reports within five (5) days of the due date and/or submit incomplete reports, LACMTA will not reimburse GRANTEE until the completed required reports are received, reviewed, and approved. The Quarterly Progress/Expenditure Reports shall include all appropriate documentation (such as contractor invoices, timesheets, receipts, etc.), and any changes to interim milestone dates that do not impact the final milestone date. All supporting documents must include a clear justification and explanation of their relevance to the Project. If no activity has occurred during a particular quarter, GRANTEE will still be required to submit the Quarterly Progress/Expenditure Reports indicating no dollars were expended that quarter. If a request for reimbursement exceeds $500,000 in a single month, then GRANTEE can submit such an invoice once per month with supporting documentation. Expenses that are not invoiced to LACMTA Accounts Payable

within ninety (90) days after the lapsing date specified in Part II, Section 9.1 below are not eligible for reimbursement.

6.2 GRANTEE shall submit the Project expenditure estimates for the subsequent fiscal year by February of each year. LACMTA will use the estimates to determine the Project budget for the upcoming fiscal year.

6.3 LACMTA, and/or its designee, shall have the right to conduct audits of the Project as deemed appropriate, such as financial and compliance audits, interim audits, pre-award audits, performance audits and final audits. LACMTA will commence a final audit within six months of receipt of acceptable final invoice, provided the Project is ready for final audit (meaning all costs and charges have been paid by GRANTEE and invoiced to LACMTA, and such costs, charges and invoices are properly documented and summarized in the accounting records to enable an audit without further explanation or summarization including actual indirect rates for the period covered by the FA period under review). GRANTEE agrees to establish and maintain proper accounting procedures and cash management records and documents in accordance with Generally Accepted Accounting Principles (GAAP). GRANTEE shall reimburse LACMTA for any expenditure not in compliance with the Scope of Work and/or not in compliance with other terms and conditions of this FA. The allowability of costs for GRANTEE's own expenditures submitted to LACMTA for this Project shall be in compliance with Office of Management and Budget (OMB) Circular A-87. The allowability of costs for GRANTEE's contractors, consultants and suppliers expenditures submitted to LACMTA through GRANTEE's Quarterly Progress/Expenditures shall be in compliance with OMB Circular A-87 or Federal Acquisition Regulation (FAR) Subpart 31 and 2 CFR Subtitle A, Chapter II, Part 225 (whichever is applicable). Findings of the LACMTA audit are final. When LACMTA audit findings require GRANTEE to return monies to LACMTA, GRANTEE agrees to return the monies within thirty (30) days after the final audit is sent to GRANTEE.

6.4 GRANTEE's records shall include, without limitation, accounting records, written policies and procedures, contract files, original estimates, correspondence, change order files (including documentation covering negotiated settlements), invoices, and any other supporting evidence deemed necessary by LACMTA to substantiate charges related to the Project (all collectively referred to as "records"). Such records shall be open to inspection and subject to audit and reproduction by LACMTA auditors or authorized representatives to the extent deemed necessary by LACMTA to adequately permit evaluation of expended costs. Such records subject to audit shall also include, without limitation, those records deemed necessary by LACMTA to evaluate and verify, direct and indirect costs, (including overhead allocations) as they may apply to costs associated with the Project. These records must be retained by GRANTEE for three years following final payment under this Agreement. Payment of retention amounts shall not occur until after the LACMTA's final audit is completed.

6.5 GRANTEE shall cause all contractors to comply with the requirements of Part II, Section 6, paragraphs 6.3 and 6.4 above. GRANTEE shall cause all contractors to cooperate fully in furnishing or in making available to LACMTA all records deemed necessary by LACMTA auditors or authorized representatives related to the Project.

6.6 LACMTA or any of its duly authorized representatives, upon reasonable written notice, shall be afforded access to all GRANTEE's records and its contractors related to the Project, and shall be allowed to interview any employee of GRANTEE and its contractors through final payment to the extent reasonably practicable.

6.7 LACMTA or any of its duly authorized representatives, upon reasonable written notice, shall have access to the offices of GRANTEE and its contractors, shall have access to all necessary records, including reproduction, at no charge to LACMTA, and shall be provided adequate and appropriate work space in order to conduct audits in compliance with the terms and conditions of this FA.

6.8 When business travel associated with the Project requires use of a vehicle, the mileage incurred shall be reimbursed at the mileage rates set by the Internal Revenue Service, as indicated in the United States General Services Administration Federal Travel Regulation, Privately Owned Vehicle Reimbursement Rates.

6.9 GRANTEE shall be responsible for ensuring all contractors/ subcontractors for the Project comply with the terms of the Ordinance, the Guidelines and the Multi-Year Subregional Programs Administrative Procedures. GRANTEE shall cooperate with LACMTA Management Audit Services Department such that LACMTA can meet its obligations under the Ordinance, the Guidelines and the Multi-Year Subregional Programs Administrative Procedures.

6.10 GRANTEE shall certify each invoice by reviewing all subcontractor costs and maintaining internal control to ensure that all expenditures are allocable, allowable and reasonable and in accordance with OMB A-87 or FAR subpart 31 and 2 CFR Subtitle A, Chapter II, part 225, (whichever is applicable) and the terms and conditions of this FA.

6.11 GRANTEE shall also certify final costs of the Project to ensure all costs are in compliance with OMB A-87 or FAR subpart 31 and 2 CFR Subtitle A, Chapter II, part 225, (whichever is applicable) and the terms and conditions of this FA.

6.12 In addition to LACMTA's other remedies as provided in this FA, LACMTA may withhold the Funds if the LACMTA audit has determined that GRANTEE failed to comply with the Scope of Work (such as misusing Funds or failure to return Funds owed to LACMTA in accordance with LACMTA audit findings) and /or is severely out of compliance with other terms and conditions as defined by this FA, including the access to records provisions of Part II, Section 6.

7. GRANT

This is a one-time only grant of the Measure M Funds subject to the terms and conditions agreed to herein. This grant does not imply nor obligate any future funding commitment on the part of LACMTA.

8. SOURCES AND DISPOSITION OF FUNDS

8.1 The obligation for LACMTA to grant the Funds for the Project is subject to sufficient Funds being made available for the Project by the LACMTA Board of Directors. If such Funds are not made available as anticipated from Measure M Program revenues, LACMTA will have the right to adjust the cash flow accordingly until such funds become available. LACMTA shall have no obligation to provide any other funds for the Project, unless otherwise agreed to in writing by LACMTA.

8.2 GRANTEE shall fully fund and contribute the GRANTEE Funding Commitment, if any is identified in the Project Funding (Attachment A), towards the cost of the Project. If the Funds identified in Attachment A are insufficient to complete the Project, GRANTEE agrees to secure and provide such additional non-LACMTA programmed funds necessary to complete the Project.

8.3 GRANTEE shall be responsible for any and all cost overruns for the Project pursuant to Section 8.2.

8.4 GRANTEE shall be eligible for the Funds up to the grant amount specified in Part I, Section 2 of this FA subject to the terms and conditions contained herein. Any Funds expended by GRANTEE prior to the Effective Date of this FA shall not be reimbursed nor shall they be credited toward the GRANTEE Funding Commitment requirement, without the prior written consent of LACMTA. GRANTEE Funding Commitment dollars expended prior to the year the Funds are awarded shall be spent at GRANTEE's own risk, or as delineated in a Letter of No Prejudice executed by the prospective GRANTEE and LACMTA.

8.5 If GRANTEE receives outside funding for the Project in addition to the Funds identified in the Project Funding and the Expenditure Plan at the time this grant was awarded, this FA shall be amended to reflect such additional funding. If, at the time of final invoice or voucher, funding for the Project (including the Funds, GRANTEE Funding Commitment, and any additional funding) exceeds the actual Project costs, then the cost savings shall be applied in the same proportion as the sources of funds from each party to this FA as specified in the Project Funding and both the Funds and GRANTEE Funding Commitment required for the Project shall be reduced accordingly. LACMTA shall have the right to use any cost savings associated with the Funds at its sole discretion, including, without limitation, programming the unused Funds to another project or to another grantee within the subregion in accordance with the Ordinance, the Guidelines and the Multi-Year Subregional Programs Administrative Procedures. If, at the time of final voucher, it is determined that GRANTEE has received Funds in excess of what GRANTEE should have received for the Project, GRANTEE shall return such overage to LACMTA within 30 days from final voucher.

9. TIMELY USE OF FUNDS / REPROGRAMMING OF FUNDS

9.1 GRANTEE must demonstrate timely use of the Funds by:

(i) Executing this FA within **ninety (90) days** of receiving formal transmittal of the FA from LACMTA, or by December 31 of the

first Fiscal Year in which the Funds are programmed, whichever date is later; and

(ii) Beginning Project Design, Preliminary Engineering-(PE) within **six (6) months** from completion of environmental clearance, if appropriate.

(iii) Delivering Work in accordance with schedule; changes to the schedule will require an Amendment to Attachment C to reflect updated milestone dates. Meeting the Project milestone due dates as agreed upon by the LACMTA and GRANTEE in Attachment C of this FA; and

(iv) Submitting the Quarterly Progress/Expenditure Reports as described in Part II, Section 6.1 of this FA; and

(v) Expending the Funds granted under this FA for allowable costs within **three years or 36 months** from July 1 of the Fiscal Year in which the Funds are programmed, unless otherwise stated in this FA. All Funds programmed for FY 2019-20 are subject to lapse by June 30, 2022. All Funds programmed for FY 2020-21 are subject to lapse by June 30, 2023. All Funds programmed for FY 2021-22 are subject to lapse by June 30, 2024.

9.2 In the event that the timely use of the Funds is not demonstrated as described in Part II, Section 9.1 of this FA, the Project will be reevaluated by LACMTA as part of its Annual Update process and the Funds may be reprogrammed to another project by the LACMTA Board of Directors in accordance with the Ordinance, the Guidelines and the Multi-Year Subregional Programs Administrative Procedures. In the event that all the Funds are reprogrammed, this FA shall automatically terminate.

10. DEFAULT

A Default under this FA is defined as any one or more of the following: (i) GRANTEE fails to comply with the terms and conditions contained herein; and/or (ii) GRANTEE fails to perform satisfactorily or make material changes, as determined by LACMTA at its sole discretion, to the Expenditure Plan, the Scope of Work, or the Project Funding without LACMTA's prior written consent or approval as provided herein.

11. REMEDIES

11.1 In the event of a Default by GRANTEE, LACMTA shall provide written notice of such Default to GRANTEE with a 30-day period to cure the Default. In the event GRANTEE fails to cure the Default, or commit to cure the Default and commence the same within such 30-day period to the satisfaction of LACMTA, LACMTA shall have the following remedies: (i) LACMTA may terminate this FA; (ii) LACMTA may make no further disbursements of Funds to GRANTEE; and/or (iii) LACMTA may recover from GRANTEE any Funds disbursed to GRANTEE as allowed by law or in equity.

11.2 Effective upon receipt of written notice of termination from LACMTA, GRANTEE shall not undertake any new work or obligation with respect to this FA unless so

directed by LACMTA in writing. Any Funds expended after termination shall be the sole responsibility of GRANTEE.

11.3 The remedies described herein are non-exclusive. LACMTA shall have the right to enforce any and all rights and remedies herein or which may be now or hereafter available at law or in equity.

12. COMMUNICATIONS

12.1 GRANTEE shall ensure that all Communication Materials contain recognition of LACMTA's contribution to the Project as more particularly set forth in "Funding Recipient Communications Guidelines" available online at http://metro.net/partners-civic. The Funding Recipient Communications Guidelines may be changed from time to time during the course of this Agreement. GRANTEE shall be responsible for complying with the latest Funding Recipient Communications Guidelines during the term of this Agreement, unless otherwise specifically authorized in writing by the LACMTA Chief Communications Officer.

12.2 For purposes of this Agreement, "Communications Materials" include, but are not limited to, press events, public and external newsletters, printed materials, advertising, websites radio and public service announcements, electronic media, and construction site signage. A more detailed definition of "Communications Materials" is found in the Funding Recipient Communications Guidelines.

12.3 The Metro logo is a trademarked item that shall be reproduced and displayed in accordance with specific graphic guidelines. The preferred logo lock-up for Funding Recipients to use is included in the Funding Recipient Communications Guidelines.

12.4 GRANTEE shall ensure that any subcontractor, including, but not limited to, public relations, public affairs, and/or marketing firms hired to produce Project Communications Materials for public and external purposes will comply with the requirements contained in this Section.

12.5 The LACMTA Project Manager shall be responsible for monitoring GRANTEE's compliance with the terms and conditions of this Section. GRANTEE's failure to comply with the terms of this Section shall be deemed a default hereunder and LACMTA shall have all rights and remedies set forth herein.

13. OTHER TERMS AND CONDITIONS

13.1 This FA, along with its Attachments, constitutes the entire understanding between the parties, with respect to the subject matter herein. The FA shall not be amended, nor any provisions or breach hereof waived, except in writing signed by the parties who agreed to the original FA or the same level of authority. Adoption of revisions or supplements to the Guidelines shall cause such revisions or supplements to become incorporated automatically into this Agreement as though fully set forth herein.

13.2 GRANTEE is obligated to continue using the Project dedicated to the public transportation purposes for which the Project was initially approved. The Project right-of-way, the Project facilities constructed or reconstructed on the Project site, and/or Project property purchased, excluding construction easements and excess property (whose proportionate proceeds shall be distributed in an equal proportion of the grant to GRANTEE Funding Commitment ratio), shall remain dedicated to public transportation use in the same proportion and scope and to the same extent as described in this FA. Equipment acquired as part of the Project, including office equipment, vehicles, shall be dedicated to that use for their full economic life cycle, including any extensions of that life cycle achieved by reconstruction, rehabilitation, or enhancements.

13.3 In the event that there is any legal court (e.g., Superior Court of the State of California, County of Los Angeles, or the U.S. District Court for the Central District of California) proceeding between the parties to enforce or interpret this FA, to protect or establish any rights or remedies hereunder, the prevailing party shall be entitled to its costs and expenses, including reasonable attorney's fees.

13.4 Neither LACMTA nor any officer or employee thereof shall be responsible for any damage or liability occurring by reason of anything done or committed to be done by GRANTEE under or in connection with any work performed by and or service provided by GRANTEE, its officers, agents, employees, contractors and subcontractors under this FA. GRANTEE shall fully indemnify, defend and hold LACMTA and its subsidiaries, and its officers, agents and employees harmless from and against any liability and expenses, including without limitation, defense costs, any costs or liability on account of bodily injury, death or personal injury of any person or for damage to or loss of risk of property, any environmental obligation, any legal fees and any claims for damages of any nature whatsoever arising out of the Project, including without limitation: (i) use of the Funds by GRANTEE, or its officers, agents, employees, contractors or subcontractors; (ii) breach of GRANTEE's obligations under this FA; or (iii) any act or omission of GRANTEE, or its officers, agents, employees, contractors or subcontractors in the performance of the work or the provision of the services, in connection with the Project including, without limitation, the Scope of Work, described in this FA.

13.5 Neither party hereto shall be considered in default in the performance of its obligation hereunder to the extent that the performance of any such obligation is prevented or delayed by unforeseen causes including acts of God, acts of a public enemy, and government acts beyond the control and without fault or negligence of the affected party. Each party hereto

shall give notice promptly to the other of the nature and extent of any such circumstances claimed to delay, hinder, or prevent performance of any obligations under this FA.

13.6 GRANTEE shall comply with and ensure that work performed under this FA is done in compliance with Generally Accepted Accounting Principles (GAAP), all applicable provisions of federal, state, and local laws, statutes, ordinances, rules, regulations, and procedural requirements including Federal Acquisition Regulations (FAR), and the applicable requirements and regulations of LACMTA. GRANTEE acknowledges responsibility for obtaining copies of and complying with the terms of the most recent federal, state, or local laws and regulations, and LACMTA requirements including any amendments thereto.

13.7 GRANTEE agrees that the applicable requirements of this FA shall be included in every contract entered into by GRANTEE or its contractors relating to work performed under this FA and LACMTA shall have the right to review and audit such contracts.

13.8 GRANTEE shall not assign this FA, or any part thereof, without prior approval of the LACMTA Chief Executive Officer or his designee. Any assignment by GRANTEE without said prior consent by LACMTA shall be void and unenforceable.

13.9 This FA shall be governed by California law. If any provision of this FA is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions shall nevertheless continue in full force without being impaired or invalidated in any way.

13.10 The covenants and agreements of this FA shall inure to the benefit of, and shall be binding upon, each of the parties and their respective successors and assigns.

13.11 GRANTEE will advise LACMTA prior to any key Project staffing changes. Notice will be given to the parties at the address specified in Part I, unless otherwise notified in writing of change of address or contact person.

13.12 GRANTEE, in the performance of the work described in this FA, is not a contractor nor an agent or employee of LACMTA. GRANTEE attests to no organizational or personal conflicts of interest and agrees to notify LACMTA immediately in the event that a conflict, or the appearance thereof, arises. GRANTEE shall not represent itself as an agent or employee of LACMTA and shall have no powers to bind LACMTA in contract or otherwise.

ATTACHMENT A -PROJECT FUNDING

Measure M Programs - Funding Agreement Projects - FA.9200000000M450201

Project Title: Palmdale Transportation Center Transit and Infrasture Design Project Project#: MM4502.01

PROGRAMMED BUDGET - SOURCES OF FUNDS

SOURCES OF FUNDS	Prior Years	FY2018-19	FY2019-20	FY 2020-21	FY2021-22	FY2022-23	Total Budget	% of Budget
LACMTA PROGRAMMED FUNDING								
MEASURE M MSP FUNDS			$ 100,000	$ 1,025,000	$ 875,000	$ -		
SUM PROG LACMTA FUNDS	$ -	$ -	$ 100,000	$ 1,025,000	$ 875,000	$ -	$ 2,000,000	**100%**
OTHER NON LACMTA FUNDING:								
LOCAL:							$ -	0%
STATE:							$ -	0%
FEDERAL:							$ -	0%
PRIVATE OR OTHER:							$ -	0%
SUM NON-LACMTA FUNDS	$ -	$ -	$ -	$ -	$ -	$ -	$ -	**0**
TOTAL PROJECT FUNDS	$ -	$ -	$ 100,000	$ 1,025,000	$ 875,000	$ -	$ 2,000,000	**100%**

Use Actual $$$

ATTACHMENT B - EXPENDITURE PLAN COST & CASH FLOW BUDGET

Measure M - Program - Funding Agreement Projects - FA.9200000000M450201
Project Title: Palmdale Transportation Center Transit and Infrastructure Design Project Project#:MM4502.01
PROGRAMMED SOURCES OF FUNDS

SOURCES OF FUNDS	FY 2020-21 Qtr 1	FY 2020-21 Qtr 2	FY 2020-21 Qtr 3	FY 2020-21 Qtr 4	FY 2021-22 Qtr 1	FY 2021-22 Qtr 2	FY 2021-22 Qtr 3	FY 2021-22 Qtr 4	TOTAL BUDGET
LACMTA PROGRAMMED FUNDS:									
MEASURE M MSP FUNDS:									
Planning Activities/Prog Dev		$175,000	$175,000	$175,000	$175,000				$700,000
Environmental									$0
Design and PS&E		$87,500	$87,500	$87,500	$87,500	$237,500	$237,500	$237,500	$1,062,500
Right-of-Way Acquisition									$0
Construction									$0
Vehicle Purchase									$0
Others									$0
Total Measure M	$0	$262,500	$262,500	$262,500	$262,500	$237,500	$237,500	$237,500	$1,762,500
SUM PROG LACMTA FUNDS:	$0	$262,500	$262,500	$262,500	$262,500	$237,500	$237,500	$237,500	$1,762,500
OTHER NON LACMTA FUNDING:									
LOCAL: [INSERT SOURCE]									
Planning Activities/Prog Dev									$0
Environmental									$0
Design and PS&E									$0
Right-of-Way Acquisition									$0
Construction									$0
Vehicle Purchase									$0
Others									$0
Total LOCAL	$0	$0	$0	$0	$0	$0	$0	$0	$0
STATE: [INSERT SOURCE]									
Planning Activities/Prog Dev									$0
Environmental									$0
Design and PS&E									$0
Right-of-Way Acquisition									$0
Construction									$0
Vehicle Purchase									$0
Others									$0
Total STATE	$0	$0	$0	$0	$0	$0	$0	$0	$0
FEDERAL: [INSERT SOURCE]									
Planning Activities/Prog Dev									$0
Environmental									$0
Design and PS&E									$0
Right-of-Way Acquisition									$0
Construction									$0
Vehicle Purchase									$0
Others									$0
Total FEDERAL	$0	$0	$0	$0	$0	$0	$0	$0	$0
PRIVATE: [INSERT SOURCE]									
Planning Activities/Prog Dev									$0
Environmental									$0
Design and PS&E									$0
Right-of-Way Acquisition									$0
Construction									$0
Vehicle Purchase									$0
Others	$0	$0	$0	$0	$0	$0	$0	$0	$0
Total PRIVATE	$0	$0	$0	$0	$0	$0	$0	$0	$0
SUM NON-LACMTA FUNDS :	$0	$0	$0	$0	$0	$0	$0	$0	$0
PROJECT FUNDING FY2020-21 and FY2021-22	$0	$262,500	$262,500	$262,500	$262,500	$237,500	$237,500	$237,500	$1,762,500

ATTACHMENT B - EXPENDITURE PLAN COST & CASH FLOW BUDGET

Measure M - Program - Funding Agreement Projects - FA.9200000000M450201

Project Title: Palmdale Transportation Center Transit and Infrastructure Design Project Project#:MM4502.01

PROGRAMMED SOURCES OF FUNDS

SOURCES OF FUNDS	FY 2022-23 Qtr 1	FY 2022-23 Qtr 2	FY 2022-23 Qtr 3	FY 2022-23 Qtr 4	FY 2023-24 Qtr 1	FY 2023-24 Qtr 2	FY 2023-24 Qtr 3	FY 2023-24 Qtr 4	TOTAL BUDGET
LACMTA PROGRAMMED FUNDS:									
MEASURE M MSP FUNDS:									
Planning Activities/Prog Dev									$0
Environmental									$0
Design and PS&E	$237,500								$237,500
Right-of-Way Acquisition									$0
Construction									$0
Vehicle Purchase									$0
Others									$0
Total MEASURE M	$237,500	$0	$0	$0	$0	$0	$0	$0	$237,500
SUM PROG LACMTA FUNDS:	$237,500	$0	$0	$0	$0	$0	$0	$0	$237,500
OTHER NON LACMTA FUNDING:									
LOCAL: [INSERT SOURCE]									
Planning Activities/Prog Dev									$0
Environmental									$0
Design and PS&E									$0
Right-of-Way Acquisition									$0
Construction									$0
Vehicle Purchase									$0
Others									$0
Total LOCAL	$0	$0	$0	$0	$0	$0	$0	$0	$0
STATE: [INSERT SOURCE]									
Planning Activities/Prog Dev									$0
Environmental									$0
Design and PS&E									$0
Right-of-Way Acquisition									$0
Construction									$0
Vehicle Purchase									$0
Others									$0
Total STATE	$0	$0	$0	$0	$0	$0	$0	$0	$0
FEDERAL: [INSERT SOURCE]									
Planning Activities/Prog Dev									$0
Environmental									$0
Design and PS&E									$0
Right-of-Way Acquisition									$0
Construction									$0
Vehicle Purchase									$0
Others									$0
Total FEDERAL	$0	$0	$0	$0	$0	$0	$0	$0	$0
PRIVATE: [INSERT SOURCE]									$0
Planning Activities/Prog Dev									$0
Environmental									$0
Design and PS&E									$0
Right-of-Way Acquisition									$0
Construction									$0
Vehicle Purchase									$0
Others									$0
Total PRIVATE	$0	$0	$0	$0	$0	$0	$0	$0	$0
SUM NON-LACMTA FUNDS :	$0	$0	$0	$0	$0	$0	$0	$0	$0
PROJECT FUNDING FY2022-23 and FY2023-24	$237,500	$0	$0	$0	$0	$0	$0	$0	$237,500
TOTAL LACMTA FUNDS	$237,500	$262,500	$262,500	$262,500	$262,500	$237,500	$237,500	$237,500	$2,000,000
TOTAL NON-LACMTA FUNDS	$0	$0	$0	$0	$0	$0	$0	$0	$0
TOTAL PROJECT FUNDING	$237,500	$262,500	$262,500	$262,500	$262,500	$237,500	$237,500	$237,500	$2,000,000

ATTACHMENT C
SCOPE OF WORK
CAPITAL PROJECT

PROJECT NAME: Palmdale Transportation Center Transit & Infrastructure Design Project

PROJECT LOCATION/LIMITS/AREA:

The project is located on the west side of 6th Street East between Avenue Q and Palmdale Boulevard in the City of Palmdale.

The project limits are defined by the City of Palmdale Transit Area Specific Plan, which is bound by Rancho Vista Boulevard to the north, Avenue R to the south, SR-14 to the west, and 15th Street to the east, and also includes the Anaverde watershed that is tributary to the Avenue R regional detention basin.

PROJECT DESCRIPTION INCLUDING MULTI-YEAR SUBREGIONAL PROGRAM AND PROJECT NEXUS:

The Palmdale Transportation Center Transit & Infrastructure Design Project will refine and expand on the initial infrastructure analysis as identified by the California High Speed Rail Authority (HSRA). It will include an analysis of the existing and future planned infrastructure systems necessary to support the future multi modal high-speed rail, Metrolink and BrightlineRailUSA Station, and may be used by the California High-Speed Rail Authority to support the development of future design documents.

The project includes the following scope of work:

1. Analyze environmental impacts of future multimodal station. Under the current plan and alignment, the Station is projected to be in a FEMA identified flood zone. To analyze this threat, HSRA prepared a Statewide Program Environmental Impact Report/Environmental Impact Statement, which included a Preliminary Engineering for Project Definition (PEPD) for the Hydrology and Hydraulics of the Palmdale to Burbank Section. These documents identified the need for a regional stormwater detention basin to mitigate the peak flow and alleviate the flood zone. Refinements to the analysis are recommended by HSRA, and although some preliminary work has been performed by the City, more detailed analysis and refinement of the watershed hydrology is necessary to proceed with the design of the regional detention basin. The Design level Hydrology will be guided by the Anaverde Watershed section of the City's Master Plan of Drainage (prepared by AKM Consulting Engineers on August 1996) and Lower Anaverde Watershed Drainage Study (prepared by CDM Smith in June 2010). It will also assess and accommodate the recommendations listed in the California High Speed Rail Authority (HSRA) draft Hydrology and Hydraulics Study, dated February 2019.

2. Prepare Environmental Impact Report (EIR) for the future site of the Avenue R Regional detention basin (APN 3009-001-903, -904). Said report shall include any findings of conformity with the California High Speed Rail Authority Statewide Program Environmental Impact Report.

3. Design of the proposed Avenue R Regional detention basin, as described in the HSRA Preliminary Engineering for Project Definition Report, will be designed with the results from Section 1 above. Said basin shall be sized, reducing capital flood flowrates equivalent to rate reductions proposed by the California High Speed Rail Authority in its draft Hydrology and Hydraulics Study, dated February 2019.

4. Preliminary Design of downstream and immediately upstream drainage infrastructure improvements, intercepting upstream drainage flows to convey to the Avenue R Regional detention basin. Downstream drainage improvements shall include the outflow drainage system, which conveys basin flows discharging to the existing Southern Pacific Railroad (SPRR) drainage channel. Said design shall be in accordance with the alignments as shown in the Lower Anaverde Watershed Drainage Study (prepared by CDM Smith in June 2010) and the recommendations listed in the California High Speed Rail Authority draft Hydrology and Hydraulics Study, dated February 2019.

5. Design of the LA County Sanitation Trunk sewer by-pass. Currently, there are two County Sanitation sewer mainlines, 15" VCP (PC 53-1576) and 18" VCP (20-P-31) that service developments from Avenue Q to Avenue S, between Division Street and 6th Street East. Said sewer mainlines are within County Sanitation District No. 20, and discharge at the Palmdale Water Reclamation Plant, located at the northeast corner of 30th Street East and Avenue P-8.

6. Design of the City of Palmdale public sewer by-pass for existing public sewer mainlines along 6th Street East and developments that contribute flows to said mainline.

7. Preliminary analysis of impacts to sewer infrastructure resulting from the increased urban density of the Transit Area Specific Plan.

8. Redesign of existing utility infrastructure that runs along the vacated sections of Avenue Q, between 6th Street East and Sierra Highway. Currently there is a 10" water mainline (within Palmdale Water District jurisdiction), 6" low to median pressure gas mainline, and telephone conduit that runs underneath Union Pacific and Metrolink right-of-way.

PROJECT FUNDING:

PHASE	LACMTA – MEASURE M FUNDS	LOCAL AGENCY (IF ANY)	TOTAL
PAED	$600,000	N/A	$600,000
PS&E	$1,400,000		$1,400,000
TOTAL BUDGET COST			**$2,000,000**

ESTIMATED PROJECT COSTS:

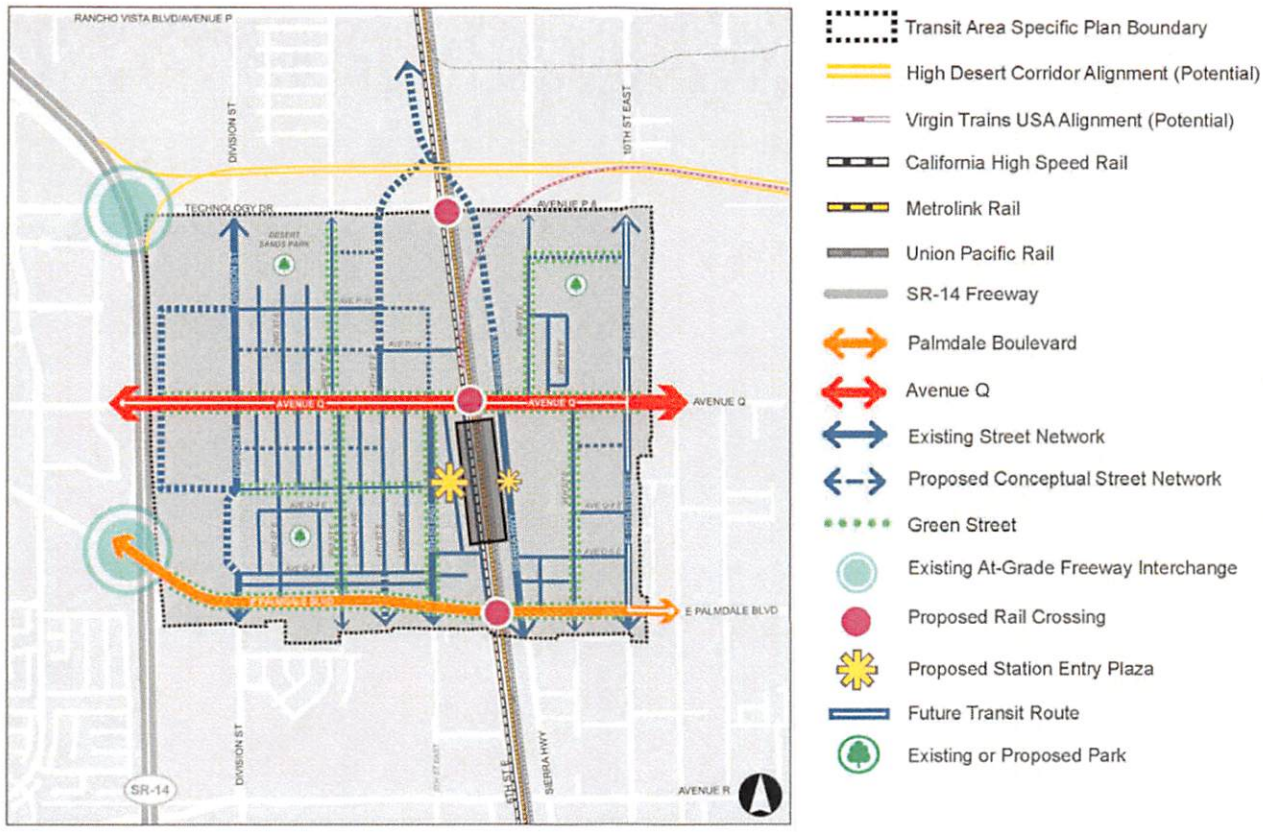
ITEM DESCRIPTION	QTY	UNIT	UNIT COST	TOTAL COST
Analyze environmental impacts of future station	1	LS	$250,000	$250,000
Avenue R Regional EIR	1	LS	$350,000	$350,000
Avenue R Regional Detention Basin Design	1	LS	$600,000	$600,000
Infrastructure Improvements – downstream/upstream	1	LS	$175,000	$175,000
Design of the LA County Sanitation Trunk sewer by-pass	1	LS	$200,000	$200,000
COP Public Sewer By-Pass, 6th Street East	1	LS	$150,000	$150,000
COP Regional Storm Drain Relocation, Sierra Hwy	1	LS	$100,000	$100,000
Avenue Q Utility Relocation	1	LS	$175,000	$175,000
GRAND TOTAL				**$2,000,000**

PROJECT DETAILED SCHEDULE:

MILESTONES	BEGIN	END	DURATION (MONTHS)
Analyze environmental impacts of future station	March 2021	Sept 2021	6
Avenue R Regional Detention Basin EIR	May 2021	Nov 2022	18
Avenue R Regional Detention Basin Design	Nov 2022	Nov 2023	12
Infrastructure Improvements – downstream/upstream	Nov 2022	Nov 2023	12
Design of the LA County Sanitation Trunk sewer by-pass	Dec 2021	Dec 2022	12
COP Public Sewer By-Pass, 6th Street East	Dec 2021	Dec 2022	12
COP Regional Storm Drain Relocation, Sierra Hwy	Nov 2022	Nov 2023	12
Avenue Q Utility Relocation	Nov 2022	Nov 2023	12

PROJECT MAP:


14
138
Ave P
10th St
Ave Q
Ave Q
Proposed HSR Station
Palmdale Blvd
Sierra HWY
138


RANCHO VISTA BLVD/AVENUE P
DIVISION ST
10TH ST EAST
TECHNOLOGY DR
AVENUE P-8
DESERT SANDS PARK
AVENUE Q
AVENUE Q
E PALMDALE BLVD
DIVISION ST
SR-14
5TH ST EAST
SIERRA HWY
AVENUE R
Transit Area Specific Plan Boundary
High Desert Corridor Alignment (Potential)
Virgin Trains USA Alignment (Potential)
California High Speed Rail
Metrolink Rail
Union Pacific Rail
SR-14 Freeway
Palmdale Boulevard
Avenue Q
Existing Street Network
Proposed Conceptual Street Network
Green Street
Existing At-Grade Freeway Interchange
Proposed Rail Crossing
Proposed Station Entry Plaza
Future Transit Route
Existing or Proposed Park

FA ATTACHMENT D
PROJECT REPORTING & EXPENDITURE GUIDELINES

REPORTING PROCEDURES

- Quarterly Progress/Expenditure Report (**Attachment D2**) are required for all projects. The GRANTEE shall be subject to and comply with all applicable requirements of the funding agency regarding project-reporting requirements. In addition, GRANTEE will submit the Quarterly Expenditure Report to the LACMTA, after receiving LACMTA Project Manager's acceptance of the draft report, at ACCOUNTSPAYABLE@METRO.NET or by mail to **Los Angeles Metropolitan Transportation Authority, Accounts Payable, P. O. Box 512296, Los Angeles, California 90051-0296.** Please note that letters or other forms of documentation may **not** be substituted for this form.

- The Quarterly Progress/Expenditure Report covers all activities related to the project and lists all costs incurred. It is essential that GRANTEE provides complete and adequate response to all the questions. The expenses listed must be supported by appropriate documentation with a clear explanation of the purpose and relevance of each expense to the project.

- In cases where there are no activities to report, or problems causing delays, clear explanation, including actions to remedy the situation, must be provided.

- GRANTEE is required to track and report on the project schedule. LACMTA will monitor the timely use of funds and delivery of projects. Project delay, if any, must be reported each quarter.

- The draft Quarterly Expenditure Report is due to the LACMTA as soon as possible after the close of each quarter, but no later than the following dates for each fiscal year:

Quarter	*Report Due Date*
July –September	November 30
October - December	February 28
January - March	May 31
April - June	August 31

LACMTA Project Manager shall review and respond in writing to the draft Quarterly Expenditure Report within thirty (30) calendar days from receipt.

Upon completion of the Project a final report that includes project's final evaluation must be submitted.

EXPENDITURE GUIDELINES

- Any activity or expense charged above and beyond the approved Scope of Work (FA Attachment C) **is considered ineligible** and will not be reimbursed by the LACMTA unless **prior written authorization** has been granted by the LACMTA Chief Executive Officer or his/her designee.

- Any expense charged to the grant must be clearly and directly related to the project.

- Administrative cost is the ongoing expense incurred by the GRANTEE for the duration of the project and for the direct benefit of the project as specified in the Scope of Work (Attachment C). Examples of administrative costs are personnel, office supplies, and equipment. As a condition for eligibility, all costs must be necessary for maintaining, monitoring, coordinating, reporting and budgeting of the project. Additionally, expenses must be reasonable and appropriate to the activities related to the project.

- LACMTA is not responsible for, and will not reimburse any costs incurred by the GRANTEE prior to the Effective Date of the FA, unless **written authorization** has been granted by the LACMTA Chief Executive Officer or his/her designee.

DEFINITIONS

- Allowable Cost: To be allowable, costs must be reasonable, recognized as ordinary and necessary, consistent with established practices of the organization, and consistent with industry standard of pay for work classification.

- Excessive Cost: Any expense deemed "excessive" by LACMTA staff would be adjusted to reflect a "reasonable and customary" level. For detail definition of "reasonable cost", please refer to the Federal Register *OMB Circulars A-87 Cost Principals for State and Local Governments; and A-122 Cost Principals for Nonprofit Organizations.*

- Ineligible Expenditures: Any activity or expense charged above and beyond the approved Scope of Work is considered ineligible.

LACMTA FA MEASURE M ATTACHMENT D-2

QUARTERLY PROGRESS/EXPENDITURE REPORT

Grantee To Complete	
Invoice #	
Invoice Date	
FA#	9200000000M450201
Quarterly Report #	

GRANTEES ARE REQUESTED TO EMAIL THIS REPORT TO
ACCOUNTSPAYABLE@METRO.NET
or submit by mail to:
Los Angeles County Metropolitan Transportation Authority
Accounts Payable
P. O. Box 512296
Los Angeles, California 90051-0296

Please note that letters or other forms of documentation may not be substituted for this form. Refer to the Reporting and Expenditure Guidelines (Attachment D) for further information.

SECTION 1: QUARTERLY EXPENSE REPORT

Please itemize grant-related charges for this Quarter on Page 5 of this report and **include totals in this Section.**

	LACMTA Measure M MSP Grant $
Project/ Task	**474502 / MM4502.01**
Project Quarter Expenditure	
This Quarter Expenditure	$ -
Retention Amount	0
Net Invoice Amount (Less Retention)	$ -
Project-to-Date Expenditure	
Funds Expended to Date (Include this Quarter)	
Total Project Budget	$ 2,000,000.00
% of Project Budget Expended to Date	
Balance Remaining	$ 2,000,000.00

SECTION 2: GENERAL INFORMATION

PROJECT TITLE: Palmdale Transportation Center Transit & Infrastructure Design Project

FA #: 9200000000M450201

QUARTERLY REPORT SUBMITTED FOR:

Fiscal Year :

☐ 2018-19 ☐ 2019-20 ☐ 2020-21
☐ 2021-22 ☐ 2022-23 ☐ 2023-24

Quarter :

☐ Q1: Jul - Sep ☐ Q2: Oct - Dec
☐ Q3: Jan - Mar ☐ Q4: Apr - Jun

DATE SUBMITTED: _____

Measure M Multi-Year Subregioanl Program Type: **Transit Program**

LACMTA Project Manager	Name:	Annie Chou
	Phone Number:	213.418.3453
	E-mail:	choua@metro.net

Grantee Contact / Project Manager	Contact Name:	Lynn Glidden
	Job Title:	Capital Improvement Program Manager
	Department:	Public Works/Capital Improvement
	City / Agency:	City of Palmdale
	Mailing Address:	38250 Sierra Highway Palmdale, CA 93550
	Phone Number:	661-267-5315
	E-mail:	<lglidden@cityofpalmdale.org>

SECTION 3 : QUARTERLY PROGRESS REPORT

1. DELIVERABLES & MILESTONES

List all deliverables and milestones as stated in the FA, with start and end dates. Calculate the total project duration. ***DO NOT CHANGE THE ORIGINAL FA MILESTONE START AND END DATES SHOWN IN THE 2ND AND 3RD COLUMNS BELOW.***

Grantees must make every effort to accurately portray milestone dates in the original FA Scope of Work, since this will provide the basis for calculating any project delay. If milestone start and/or end dates change from those stated in the Original FA Scope of Work, indicate the new dates under Actual Schedule below and re-calculate the project duration. However, this does not change the original milestones in your FA. PER YOUR FA AGREEMENT, ANY CHANGES TO THE PROJECT SCHEDULE MUST BE FORMALLY SUBMITTED UNDER SEPARATE COVER TO LACMTA FOR WRITTEN CONCURRENCE.

FA Milestones	Original FA Schedule in Scope of Work		Actual Schedule	
	Start Date	End Date	Start Date	End Date
Environmental				
Design				
Right-of-Way Acquisition				
Construction				
Vehicle Purchase				
Others				
Ground Breaking Event				
Ribbon Cutting Event				
Total Project Duration (Months)				

2. PROJECT COMPLETION

A. Based on the comparison of the original and actual project milestone schedules above, project is (select only one) :

☐ On schedule per original FA schedule
☐ Less than 12 months behind original schedule
☐ Between 12-24 months behind original schedule
☐ More than 24 months behind original schedule

B. Was the project design started within 6 months of the date originally stated in the FA?

☐ Yes ☐ No ☐ Not Applicable

C. Was a construction contract or capital purchase executed within 9 months after completion of design / specifications?

☐ Yes ☐ No ☐ Not Applicable

3. TASKS / MILESTONES ACCOMPLISHED

List tasks or milestones accomplished and progress made this quarter.

4. PROJECT DELAY

If project is delayed, describe reasons for delay (this quarter). Pay particular attention to schedule delays. If delay is for the same reason as mentioned in previous quarters, please indicate by writing "Same as Previous Quarter".

5. ACTION ITEMS TO RESOLVE DELAY

If the project is delayed (as described in #4), include action items that have been, or will be, undertaken to resolve the delay.

SECTION 4. ITEMIZED LISTING OF EXPENSES AND CHARGES THIS QUARTER

All expenses and charges must be itemized and listed below. Each item listed must be verifiable by an invoice and/or other proper documentation. The total amounts shown here must be equal to this quarter's expenditures listed on page 1 of this report. All expenses and charges must be reflective of the approved budget and rates as shown in the FA Attachment B, Scope of Work. Use additional pages if needed.

	ITEM	INVOICE #	TOTAL EXPENSES CHARGED TO LACMTA MEASURE M GRANT
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			
11			
12			
13			
	TOTAL		

Note:
All receipts, invoices, and time sheets, attached and included with this Expense Report must be listed and shown under the Invoice Number column of the Itemized Listing (above).

Invoice Payment Information:
LACMTA will make all disbursements electronically unless an exception is requested in writing.
ACH Payments require that you complete an ACH Request Form and fax it to Accounts Payable at 213-922-6107.
ACH Request Forms can be found at www.metro.net/callforprojects.
Written exception requests for Check Payments should be completed and faxed to Accounts Payable at 213-922-6107.

I certify that I am the responsible Project Manager or fiscal officer and representative of _____ and that to the best of my knowledge and belief the information stated in this report is true and correct.

_____ _____
Signature *Date*

_____ _____
Name *Title*

ATTACHMENT E - FTIP SHEET

Los Angeles Metropolitan Transportation Authority

2019 Federal Transportation Improvement Program ($000)

TIP ID **LA9918904** Implementing Agency **Palmdale, City of**

Project Description: The Palmdale Transportation Center Transit & Infrastructure Design Project will refine and expand on the initial infrastructure analysis as recommended by the California High Speed Rail Authority (HSRA). Scope to include: Update Anaverde section of Master Drainage Plan; EIR for Avenue R basin; design of Avenue R Basin and other design work as shown in the Scope of Work attachment C

SCAG RTP Project #:
Study:N/A Is Model: Model #:
PM: Lynn Glidden - (661)267-5315

LS: N LS GROUP#:
Conformity Category:

System :Transit Route : Postmile: Phase: No Project Activity Completion Date 09/30/2022

Transit Rt: Transit Mode: Fare:0.00 Trans Fee:0.00 Prk Ride Loc: Air Basin: SCAB Envir Doc: DRAFT ENVIRONMENTAL IMPACT REPORT - 09/30/2022

Uza: Lancaster-Palmdale Sub-Area: Sub-Region: North Los Angeles County

Headway Peak: Headway OP: Stop Time : Parking $: 0.00 Stop Dist: CTIPS ID: EA #: PPNO:

Program Code: NCR79 - SLOPE AND DRAINAGE IMPROVEMENTS Stop Loc:

	PHASE	PRIOR	18/19	19/20	20/21	21/22	22/23	23/24	BEYOND	PROG TOTAL
MEASURE M MYSP (Multi Year Subregional Program)	PE				$2,000					$2,000
	RW				$0					$0
	CON				$0					$0
	SUBTOTAL				$2,000					$2,000
	TOTAL				**$2,000**					**$2,000**

TOTAL PE: $2,000 **TOTAL RW: $0** **TOTAL CON: $0** **TOTAL PROGRAMMED: $2,000**

- General Comment: 07062020 - New project for PTC Infrastructure improvements with regard to drainage improvement downstream and upstream of the facility. Added detailed scope of work, map and project approval recommendation letter.
- Modeling Comment:
- TCM Comment:
- Amendment Comment:
- CMP Comment:
- Narrative:

Last Revised **Amendment 19-80 - Submitted** **Change reason**:NEW PROJECT **Total Project Cost** **$2,000**

ATTACHMENT F
BOND REQUIREMENTS

The provisions of this Attachment F apply only if and to the extent some or all of the Funds are derived from LACMTA issued Bonds or other debt, the interest on which is tax exempt for federal tax purposes (collectively, the "Bonds").

GRANTEE acknowledges that some or all of the Funds may be derived from Bonds, the interest on which is tax-exempt for federal tax purposes. GRANTEE further acknowledges its understanding that the proceeds of the Bonds are subject to certain ongoing limitations relating to the use of the assets financed or provided with such proceeds ("Project Costs" or "Project Components") in the trade or business of any person or entity other than a governmental organization (any such use by a person or entity other than a governmental organization is referred to as "Private Use"). Private Use will include any sale, lease or other arrangement pursuant to which a nongovernmental person or entity receives a legal entitlement of a Project Component and also includes certain agreements pursuant to which a nongovernmental person will operate or manage a Project Component. Each quarterly invoice submitted by GRANTEE to reimburse prior expenditures (or to be received as an advance) shall provide information regarding the specific Project Costs or Project Components to which the Funds which pay that invoice will be allocated and whether there is or might be any Private Use associated with such Project Costs or Project Components. GRANTEE will, for the entire time over which LACMTA's Bonds or other debt remains outstanding, (1) notify and receive LACMTA' s approval prior to entering into any arrangement which will or might result in Private Use and (2) maintain records, including obtaining records from contractors and subcontractors as necessary, of all allocations of Funds to Project Costs or Project Components and any Private Use of such Project Costs or Project Components in sufficient detail to comply and establish compliance with Section 141 of the Internal Revenue Code of 1986, as amended (the "Code"), or similar code provision then in effect and applicable, as determined by LACMTA in consultation with its bond counsel.

GRANTEE will designate one or more persons that will be responsible for compliance with the obligations described in this Attachment F and notify LACMTA of such designations.

MINUTES
CITY COUNCIL/SUCCESSOR AGENCY SPECIAL MEETINGS
CITY HALL COUNCIL CHAMBER
38300 SIERRA HIGHWAY, SUITE B
PALMDALE, CALIFORNIA
DECEMBER 1, 2020

www.cityofpalmdale.org

1. CALL TO ORDER 6:15 P.M. CLOSED SESSION MEETING.

   Mayor Hofbauer called the meeting to order at 6:15 p.m.

2. ROLL CALL: MAYOR HOFBAUER, MAYOR PRO TEM LOA, COUNCILMEMBERS BETTENCOURT, CARRILLO, AND BISHOP

   PRESENT: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

   ABSENT: None.

3. PUBLIC COMMENTS RECEIVED ON CLOSED SESSION ITEMS.

   Public Comments: None.

4. PRESENTATION BY CITY ATTORNEY/GENERAL COUNSEL of the following item(s) to be discussed in Closed Session:

   City Attorney Beck stated that all items would be heard as listed.

   4.1 CONFERENCE WITH LEGAL COUNSEL--POSSIBLE LITIGATION
   Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: Number of cases – One.

   Closed session is recommended because the Successor Agency will assess the merits of this matter and consider the Successor Agency's perspective. Based on existing facts and circumstances, there is a significant exposure to litigation against the Successor Agency. The existing facts and circumstances that might result in litigation against the Successor Agency are 1) The Successor Agency terminated a Purchase and Sale Agreement, dated September 20, 2017, between the Successor Agency and Ben Sayani and Fariborz Matian; 2) On June 29, 2020, Ben Sayani and Fariborz Matian issued a letter to the escrow agent claiming that the Purchase and Sale Agreement could not be terminated because of pending "epidemics" and "quarantine restrictions," and directed the escrow agent not to cancel the escrow; and 3) it is likely that the Successor Agency will have to initiate or defend a lawsuit to resolve the dispute regarding the Purchase and Sale Agreement and associated escrow. Based on the existing facts and circumstances, it is the opinion of General Counsel that it would prejudice the position of the Successor Agency to discuss this matter in public or to disclose further the 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 LABOR NEGOTIATORS
City representatives: City Manager, Assistant City Manager & Human Resources Manager

Unrepresented employee: All Unrepresented Employees

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

4.3 CONFERENCE WITH LABOR NEGOTIATORS
City representatives: City Manager, Assistant City Manager & Human Resources Manager

Employee Organization: California Teamsters Local 911 Public, Professional & Medical Employees Union (on behalf of City Maintenance Staff)

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

5. CLOSED SESSION

Closed session was held from 6:20 - 6:59 p.m.

6. ANNOUNCEMENT BY CITY ATTORNEY/GENERAL COUNSEL of item(s) discussed in Closed Session

All members of the city council were present and able to participate in all matters. Item 4.1 – Possible Litigation – Significant Exposure to Litigation: The City Council was provided an update on this matter, and authorized the City Attorney and City Manager to negotiate any further terms necessary to effectuate the settlement. There is no further reportable action at this time.

Item 4.2 – Conference with Labor Negotiators: The City Council was provided an update on this matter. There is no further reportable action at this time.

Item 4.3 – Conference with Labor Negotiators: The City Council was provided an update on this matter. There is no further reportable action at this time.

7. ADJOURN 6:15 PM. CLOSED SESSION MEETING

Mayor/Chair Hofbauer adjourned the meeting at 7:02 p.m.

8. CALL TO ORDER 7:00 P.M. MEETING.

Mayor Hofbauer called the meeting to order at 7:05

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

10. ROLL CALL: MAYOR HOFBAUER, MAYOR PRO TEM LOA, COUNCILMEMBERS BETTENCOURT, CARRILLO, AND BISHOP

PRESENT: Laura Bettencourt, Juan Carrillo, Austin Bishop.
ABSENT: Steven Hofbauer, Richard J. Loa.

11. CONSENT CALENDAR:

11.1 Authorize the City Manager to Negotiate the Terms and Conditions of the License Agreement with SIFI Networks Palmdale, LLC for the Installation of Fiber Optics in the Public Right-of Way to Provide Fast and Reliable Internet-Service Throughout the City. (Staff Reference: Director of Public Works Heffernan)

City Manager Murphy presented the staff report on this item.

Environmental & Technology Manager Lucha spoke regarding the Sifi agreement.

Scott Bradshaw, President of SiFi Networks spoke regarding the agreement and thanked Council for the opportunity to work with the City of Palmdale.

Mayor Pro Tem Loa thanked City Manager Murphy and staff for their efforts in this endeavor.

Councilmember Bishop thanked SiFi Networks for their interest and investment in the City of Palmdale.

Councilmember Carrillo commented on the opportunity to decrease the digital divide and requested for staff to research options for making the services accessible to those unable to afford it.

Councilmember Bettencourt thanked City Manager Murphy, SiFi Network, and gave special thanks to Councilmember Carrillo for his dedication to minimizing the digital divide.

City Manager Murphy thanked Public Works Director Heffernan, Environmental & Technology Manager Lucha, and Assistant City Manager Ricci for conducting the research and bringing the project to fruition. City Manager Murphy also spoke regarding the smart cities initiative.

Motion: A. Authorize the City Manager to negotiate terms and conditions of the License Agreement in the best interest of the City and report back to the City Council the final terms of the agreement; and B. Authorize the City Manager or his designee to execute the License Agreement with SiFi Networks Palmdale, LLC., including all minor and non-substantive changes.
Moved by Steven Hofbauer, seconded by 0.

Vote: Motion carried (5-0)
Yes: Steve Hofbauer, Richard Loa, Laura Bettencourt, Juan Carillo, Austin Bishop.

12. CITY COUNCIL COMMENTS.

Mayor Hofbauer asked City Manager Murphy to provide Council with an update on their meeting regarding a future partnership with the Los Angeles County Department of Health.

City Manager Murphy reported that the Cities of Palmdale, Santa Clarita and Lancaster met with representatives from Los Angeles County regarding a possible future partnership with the Health Department. Santa Clarita is currently researching

the possibility and has committed to sharing information. City Manager Murphy also stated that the Cities of Santa Clarita, Lancaster and Palmdale are trying to do what is best for the North County by taking back some local control. Mayor Hofbauer commented he wanted to ensure Council is aware of the meetings taking place and that weekly meetings will continue to be conducted on this issue. A meeting is scheduled with Supervisor Barger's Health Deputy and Chief of Staff.

13. ADJOURNMENT.

Mayor Hofbauer adjourned the meeting at 7:49 p.m.

PASSED, APPROVED, and ADOPTED this 12th day of January 2021.

_____

Steven D. Hofbauer
Mayor/Chair

ATTEST:

_____

Shanae S. Smith
City Clerk/Agency Secretary

MINUTES
CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AUTHORITY
CITY HALL COUNCIL CHAMBER
38300 SIERRA HIGHWAY, SUITE B
PALMDALE, CALIFORNIA
DECEMBER 15, 2020

www.cityofpalmdale.org

1) CALL TO ORDER 5:00 P.M. CLOSED SESSION SPECIAL MEETING.

Mayor Hofbauer called the meeting to order at 5:00 p.m.

2) ROLL CALL: MAYOR HOFBAUER, MAYOR PRO TEM LOA, COUNCILMEMBERS BETTENCOURT, CARRILLO, AND BISHOP

PRESENT: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Austin Bishop, Juan Carrillo.

ABSENT: None.

3) CLOSED SESSION PUBLIC COMMENTS.

Public comments: None.

4) PRESENTATION BY CITY ATTORNEY of the following item(s) to be discussed in Closed Session:

City Attorney Beck stated all items would be heard as listed.

4.1) The reason for holding a closed session is for the purpose of conferring with and/or receiving advice from the City's legal counsel regarding the following pending litigation to which the City is a party:

Special District Risk Management v. City of Palmdale, et al.
Sacramento County Superior Court
Case No. 34-2020-00280343-CU-CO-GDS

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

Closed session is recommended because the City will assess the merits and weaknesses of this matter and consider the City's perspective. Based on existing facts and circumstances it is the opinion of the City Attorney that it would prejudice the position of the City to discuss this matter in public.
City Attorney's Office

4.2) CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

Responsible Growth Palmdale, et al. v. City of Palmdale, et al.
Los Angeles County Superior Court Case No. 20STCP00484
California Court of Appeal, Second Appellate DistrictCase No. B308348

This closed session is being held pursuant to the authority of California Government Code Sections 54956.9(a) and 54956.9(d)(1).
City Attorney's Office

4.3) CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

The reason for holding a closed session is for the purpose of conferring with and/or receiving advice from the City's legal counsel and to receive direction from the City Council regarding the following litigation to which the City may enter as an amicus curiae ("friend of the court"):

County of Sonoma v. U.S. Bank N.A. et alia, California Court of Appeal, First Appellate District Case Number A155837

This closed session is being held pursuant to the authority of California Government Code Section 54956.9 & 54956.9(d)(4).
City Attorney's Office

4.4) CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

County of Santa Cruz, et al. v. Bureau of Cannabis Control, et al.
Fresno County Superior Court Case No. 19CECG01224

This closed session is being held pursuant to the authority of California Government Code Sections 54956.9(a) and 54956.9(d)(1).
City Attorney's Office

5) CLOSED SESSION:

Closed Session was held from 5:05 - 7:00 p.m.

6) ANNOUNCEMENT BY CITY ATTORNEY of item(s) discussed in Closed Session.

All members of the City Council were present and able to participate in all matters.

Item 4.1 – SDRMA v. City of Palmdale: The City Council was provided an update on this matter. There is no further reportable action at this time.

Item 4.2 – Responsible Growth Palmdale v. City of Palmdale: The City Council was provided an update on this matter and provided unanimous direction to staff. There is no further reportable action at this time.

Item 4.3 – County of Sonoma v. US Bank: The City Council was provided an update on this matter and provided unanimous direction to staff. There is no further reportable action at this time.

Item 4.4 – County of Santa Cruz v. Bureau of Cannabis Control: The City Council was provided an update on this matter and provided unanimous direction to staff. There is no further reportable action at this time.

7) ADJOURN CLOSED SESSION MEETING

Mayor Hofbauer adjourned the meeting at 7:02 p.m.

8) CALL TO ORDER 7:00 P.M. CC/SA REGULAR MEETINGS.

Mayor/Chair Hofbauer called the meeting to order at 7:05 p.m.

9) PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE IN HONOR OF OUR TROOPS.

10) ROLL CALL: MAYOR / CHAIR HOFBAUER, MAYOR PRO TEM / VICE CHAIR LOA, COUNCILMEMBERS / DIRECTORS BETTENCOURT, CARRILLO, AND BISHOP

PRESENT: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Austin Bishop, Juan Carrillo.
ABSENT: None.

A motion was made by Steven Hofbauer, seconded by Juan Carrillo to call the Housing Authority meeting to order at this time.

Vote: Motion Carried (5-0)
Yes: Steven D. Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, and Austin Bishop

11) WAIVER OF FULL READING OF RESOLUTION(S) and ORDINANCE(S):

CITY COUNCIL:
Move to waive full reading of the Resolution(s) and/or Ordinance(s) to be considered and voted on for this meeting.
Moved by Steven Hofbauer, seconded by Richard J. Loa.

Vote: Motion Carried (5-0)
Yes: Steven D. Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop

HOUSING AUTHORITY:
Move to waive full reading of the Resolution(s) and/or Ordinance(s) to be considered and voted on for this meeting.
Moved by Steven Hofbauer, seconded by Richard J. Loa.

Vote: Motion Carried (7-0)
Yes: Steven D. Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop, Bob Brown, Christina Fraga-Saenz

Housing Authority items were taken out of order and heard at this time.

12) RESOLUTION RECITING THE ELECTION RESULTS:

12.1)
Adopt Resolution No. CC 2020-121, a Resolution of the City Council of the City of Palmdale Reciting the Fact of the General Municipal Election Held on November 3, 2020, Declaring the Result and Such Matters as Provided by Law. (Staff Reference: City Clerk Smith)

Motion: Adopt Resolution No. CC 2020-121.
Moved by Richard J. Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Austin Bishop,

Juan Carrillo.

13) ADMINISTRATION OF OATH OF OFFICE :

Richard J. Loa, Mayor Pro Tem District 2 - Honorable Judge Mario Barrera
Austin Bishop, Councilmember District 1 - City Clerk Smith
Steven D. Hofbauer, Mayor - City Clerk Smith

14) PRESENTATION:

14.1) Assistant City Manager Ricci, on behalf of City Manager Murphy presented the City of Palmdale's Warrior Award to the Parks & Recreation staff.

Parks & Recreation Director Smith expressed her gratitude for the award and played a short video highlighting some of the memorable moments of the event.
City Manager's Office - Human Resources Division

14.2) Mayor Hofbauer and Councilmembers presented the cute critters available for adoption at the Palmdale Animal Care Center
Neighborhood Services

15) PUBLIC COMMENTS ON CONSENT CALENDAR ITEMS AND NON-AGENDA ITEMS.

City Attorney Beck received twelve e-comments into the administrative record in support of item No. 16.4.

16) CONSENT CALENDAR

16.1) Receive and file the monthly investment activity reports for City of Palmdale and Successor Agency for October 2020. (Staff Reference: Finance Manager Kang)

16.2) Approve an Agreement A-7263 with Jones Walbaum Corporation dba American Business Machines to provide maintenance, related supplies and paper, and managed print services in the amount of $300,000.00. (Staff Reference: Finance Manager Kang)

16.3) Adopt Resolution No. CC 2020-122, a Resolution of the City Council of the City of Palmdale Amending the City's Classification and Pay Plans. (Staff Reference: Human Resources Manager Nevarez)

16.4) Adopt Resolution CC 2020-123, a Resolution of the City Council of the City of Palmdale Declaring Support for Small Businesses and Restaurants in the City of Palmdale and Opposing the Public Health Orders Eliminating Outdoor Dining, and a vote of No Confidence in the Los Angeles County Public Health Director (Staff Reference: City Attorney Beck)

Mayor Hofbauer pulled this item for discussion. He stated he received many e-mails in support of this item.

Mayor Pro Tem Loa spoke regarding L.A. County not thinking about the employees, customers, and food suppliers, and little folks impacted by this Pandemic.

Councilmember Carrillo stated his support for restaurants and small business.

He stated he has a bit of the conflict in the way the Resolution is being proposed. He does not feel comfortable doing a vote of "no confidence" for someone who is trying to protect all of us.

There was additional Council discussion regarding this item.

A substitute motion was made by Councilmember Carrillo to strike the words "no confidence" from the Resolution. The motion failed due to a lack of a second.

Motion: Adopt Resolution CC 2020-123, a Resolution of the City Council of the City of Palmdale Declaring Support for Small Businesses and Restaurants in the City of Palmdale and Opposing the Public Health Orders Eliminating Outdoor Dining, and a vote of No Confidence in the Los Angeles County Public Health Director
Moved by Richard J. Loa, seconded by Steven Hofbauer.

Vote: Motion carried (4-1)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Austin Bishop.
No:
Juan Carrillo.

16.5) Acceptance of Grant - Accept the 2020 Climate Adaptation & Resiliency Grant in the amount of $50,000 from Southern California Gas Company, to update the City of Palmdale's Local Hazard Mitigation Plan. (Staff Reference: Director of Public Works Heffernan)

16.6) Approve Agreements with Jacobs Engineering Group, Inc., JT Engineering, Kimley-Horn and Associates, Inc., and MNS Engineers, Inc. to provide on-call civil engineering services on varying City Capital Projects. (Staff Reference: Director of Public Works Heffernan)

16.7) Adopt Resolution No. CC 2020-114, a Resolution of the City Council of the City of Palmdale authorizing Staff to obtain On-Bill Financing Funds from Southern California Edison. (Staff Reference: Director of Public Works Heffernan)

16.8) Adopt Resolution Nos. CC 2020-111 and CC 2020-112. (Staff Reference: Director of Public Works Heffernan)

Resolution No. CC 2020-111, a Resolution of the City Council of the City of Palmdale initiating proceedings for the approval to annex Assessor's Parcel Number 3005-050-001, Edwards Federal Credit Union, located at 39963 10TH Street West, into the City of Palmdale Streetlight Maintenance Assessment District No. 1, as Annexation 2020-193, and the levy and collection of Assessments within such Annexation for Fiscal Year 2021/2022 pursuant to the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code, and as provided by Article XIII D of the California Constitution and ordering the Preparation of an Engineer's Report in connection therewith.

Resolution No. CC 2020-112, a Resolution of the City Council of the City of Palmdale preliminarily approving the report of the Engineer and declaring its intention to order the annexation of Assessor's Parcel Number 3005-050-001, Edwards Federal Credit Union, located at 3993 10TH Street West, into

The City of Palmdale Streetlight Maintenance Assessment District No. 1, as Annexation 2020-193, to levy and collect Assessments within such annexation for Fiscal Year 2021/2022 pursuant to the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of The California Streets and Highways Code and as provided by Article XIII D of the California Constitution, and appointing a time and place for Hearing Protests.

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

CC – November 17, 2020 (5:00 p.m. & 7:00 p.m.)
SA - November 17, 2020 (7:00 p.m.)

Motion: Move to approve the recommendations and findings on all items listed under this Consent Calendar except Item No. 16.4
Moved by Richard J. Loa, seconded by Austin Bishop.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Austin Bishop, Juan Carrillo.

17) CALL TO ORDER THE HOUSING AUTHORITY SPECIAL MEETING.

Chair Hofbauer called the Housing Authority to meeting at 7:05 p.m.

18) ROLL CALL: CHAIR HOFBAUER, VICE CHAIR LOA, COMMISSIONERS BETTENCOURT, CARRILLO, BISHOP, BROWN, FRAGA SAENZ

PRESENT: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop, Bob Brown and Christina Fraga-Saenz

ABSENT: None.

19) PUBLIC COMMENTS ON HOUSING AUTHORITY CONSENT CALENDAR.

Public Comments: None.

20) HOUSING AUTHORITY CONSENT CALENDAR:

20.1) Approval and acceptance of the Housing Authority of the City of Palmdale's 2019-2020 Annual Report pursuant to California Health & Safety Code §34176.1 and direct staff to post the information on the City's website. (Staff Reference: Director of Neighborhood Services Miller)

20.2) Adopt Resolution No. HA 2020-004, A Resolution of the Housing Authority of the City of Palmdale approving Affordable Housing Agreement No. A-6187 with Ninth Patriot LLC and Housing Authority Development Loan of $900,000 for the Development located at 9th Street East and East Avenue Q11/Q12 (APNs 3009-018-009). (Staff Reference: Director of Neighborhood Services Miller)

20.3) Approve the minutes from the previous meetings. (Staff Reference: Authority Secretary Smith)

- September 1, 2020 (7pm)• November 17, 2020 (7pm)

Move to approve the recommendations and findings on all items listed under this Consent Calendar.
Moved by Juan Carrillo, seconded by Austin Bishop

Vote: Motion Carried (7-0)
Yes: Steven D. Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop, Bob Brown, Christina Fraga-Saenz

21) ADJOURN THE HOUSING AUTHORITY MEETING:

Chair Hofbauer adjourned the Housing Authority meeting at 7:10 p.m.

22) RETURN TO CITY COUNCIL MEETING.

The City Council meeting was reconvened at 7:11 p.m.

23) PUBLIC HEARING:

Mayor Pro Tem Loa recused himself from Item 23.1 due to his ownership of property within the Specific Plan area.

23.1) Public Hearing and Review of Proposed Resolution No. CC 2020-096 and Ordinance No. 1551 for adoption. (Staff Reference: Acting Director of Economic and Community Development Saxton)

RESOLUTION NO. CC 2020-096, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE APPROVING GENERAL PLAN AMENDMENT 20-002; A REQUEST TO REPEAL THE PALMDALE TRANSIT VILLAGE SPECIFIC PLAN IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65453 AND AMEND THE LAND USE DESIGNATIONS WITHIN THE SPECIFIC PLAN 20-001 AREA FROM VARIOUS DESIGNATIONS TO SP – PALMDALE TRANSIT AREA FOR THE AREA GENERALLY BOUND BY TECHNOLOGY DRIVE, 10TH PLACE EAST, EAST AVENUE Q-9 AND STATE ROUTE 14

ORDINANCE NO. 1551, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMDALE APPROVING ZONE CHANGE 20-002: A REQUEST TO AMEND THE ZONING DESIGNATION WITHIN THE SPECIFIC PLAN 20-001 AREA FROM VARIOUS DESIGNATIONS TO SP – PALMDALE TRANSIT AREA; SPECIFIC PLAN AMENDMENT 20-001: A REQUEST TO AMEND THE PALMDALE TRADE AND COMMERCE CENTER SPECIFIC PLAN TO REMOVE THE PORTION OF THE PLAN BOUND BY TECHNOLOGY DRIVE TO THE NORTH, DIVISION STREET TO THE EAST, PALMDALE BOULEVARD TO THE SOUTH AND STATE ROUTE 14 TO THE WEST; AND, SPECIFIC PLAN 20-001 FOR ADOPTION OF THE PALMDALE TRANSIT AREA SPECIFIC PLAN Voice Vote: Introduce Ordinance No. 1551.

Acting Planning Manager Taggert presented the staff report and read the titles of Resolution No. CC 2020-096 and Ordinance No. 1551

A motion was made and carried unanimously to introduce Ordinance No. 1551 and it was so ordered.

Mayor Hofbauer opened the Public Hearing.

Hunt Brawley spoke via Zoom regarding his client Rick Sebo's property located at 38820 3rd Street East. He also stated that a letter was delivered to Council at tonight's meeting regarding this matter.

Assistant City Manager Ricci read the e-comment received from Ben Lichty into the administrative record.

Ben Lichty submitted e-comment in support of Item No. 23.1

A motion was made and carried unanimously to close the Public Hearing and it was so ordered.

Council discussion ensued regarding the vacancy of the property and potential interim use of the property.

Councilmember Carrillo spoke regarding the comments being focused on gentrification and alienation of people currently living in the area.

Consultant Roland Genick, Parsons spoke regarding the incentive to broaden our opportunities.

Director of Economic & Community Development Saxton commented on housing restrictions set by the State, the provisions for building on property, no business with specified use at this time. Consider short-term/temporary/routine renewals.

Motion: Adopt Resolution No. CC 2020-096 and Ordinance No. 1551.
Moved by Austin Bishop, seconded by Juan Carrillo.

Vote: Motion carried (4-0)
Yes: Steven Hofbauer, Laura Bettencourt, Austin Bishop, Juan Carrillo.

Mayor Pro Tem Bishop returned.

23.2) Public Hearing and Review of Proposed Ordinance No. 1552 for adoption. (Staff Reference: Acting Director of Economic and Community Development Saxton)

ORDINANCE NO. 1552, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMDALE AMENDING VARIOUS SECTIONS OF TITLE 17 OF THE PALMDALE MUNICIPAL CODE TO IMPROVE THE ORGANIZATION, CONSISTENCY AND FLOW OF THE DOCUMENT AND FIND THAT THE PROJECT IS NOT SUBJECT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

Senior Planner Fiss read the title of Ordinance No. 1552.

A motion was made and carried unanimously to introduce Ordinance No. 1552.

Senior Planner Fiss presented the staff report.

Mayor Hofbauer opened the Public Hearing.

Testimony: None.

A motion was made and carried unanimously to close the Public Hearing and it was so ordered.

Mayor Pro Tem Loa inquired whether the item related to the topic previously heard. Councilmember Bettencourt asked if the item could be revised to include language regarding shutters mounted to the window frame. A discussion ensued, as Acting Planning Manager Tanner answered questions from Council.

Motion: Bring Ordinance No. 1552 back with the suggested amendments.
Moved by Austin Bishop, seconded by Richard J. Loa.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Austin Bishop, Juan Carrillo.

Mayor Hofbauer called a brief recess from 9:11 - 9:40 p.m.

Councilmember Bishop recused himself from the discussion as he lives in the Ana Verde area.

23.3) Public Hearing and Review of Proposed Resolution No. CC 2020-102. (Staff Reference: Acting Director of Economic and Community Development Saxton)

RESOLUTION NO. CC 2020-102, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE, CALIFORNIA, APPROVING TENTATIVE TRACT MAP 61894 TIME EXTENSION NO. 2; A REQUEST TO SUBDIVIDE 461.43 ACRES INTO 366 LOTS FOR THE PURPOSE OF CONSTRUCTING 333 SINGLE FAMILY RESIDENCES, ONE MULTI-FAMILY LOT, 29 OPEN SPACE LOTS (INCLUDING EIGHT NATIVE LOTS), AND THREE BASINS LOCATED AT THE SOUTHWEST CORNER OF AVENUE S AND PARKWOOD DRIVE

Senior Planner Fiss read the title of Resolution NO. CC 2020-102 and presented the staff report.

Mayor Hofbauer opened the Public Hearing.

Testimony: None.

A motion was made and carried unanimously to close the Public Hearing and it was so ordered.

Motion: Adopt Resolution No. CC 2020-102.
Moved by Richard J. Loa, seconded by Austin Bishop.

Vote: Motion carried (4-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo.

Councilmember Bishop returned to the dais.

23.4) Public Hearing and Review of Proposed Urgency Ordinance No. 1556 for

adoption. (Staff Reference: Acting Director of Economic and Community Development Saxton)

URGENCY ORDINANCE NO. 1556, AN URGENCY ORDINANCE OF THE CITY OF PALMDALE AMENDING CHAPTER 14.04 OF THE PALMDALE MUNICIPAL CODE (JOSHUA TREE AND NATIVE DESERT VEGETATION PRESERVATION) TO REQUIRE COMPLIANCE WITH CALIFORNIA ENDANGERED SPECIES ACT, CONSISTENT WITH STATE LAW

Voice Vote: Introduce Urgency Ordinance No. 1556. (Requires a majority vote to introduce.)

Acting Director of Economic & Community Development Saxton read the title of Urgency Ordinance No. 1556.

A motion was made and carried unanimously to introduce Urgency Ordinance No. 1556.

Acting Director Saxton presented the staff report.

Mayor Pro Tem Loa asked for clarification regarding what constitutes a "project" if it was in fact a Single Family Residence, and not a development. Acting Director Saxton confirmed that it was in fact Single Family Residence.

Councilmember Carrillo asked if developers would need to go through Fish and Wildlife or through the City for a permit. Acting Director Saxton stated that larger developments would need to apply for an incidental take permit through the state.

Council thanked staff for their efforts in this regard.

Motion: Adopt Urgency Ordinance No. 1556.
Moved by Richard J. Loa, seconded by Steven Hofbauer.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Austin Bishop, Juan Carrillo.

23.5) Public Hearing and Review of Proposed Resolution Nos. CC 2020-116, CC 2020-115 and Ordinance No. 1549 for adoption and Approve preparatory and administrative agreements with the California Department of Tax and Fee Administration ("CDTFA") for implementation of the City of Palmdale's local and transaction use tax; Authorize the examination of sales, use and transactions tax records; and approve draft amendment to agreement A-6724. (Staff Reference: Finance Manager Kang).

RESOLUTION NO. CC 2020-116, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE AUTHORIZING THE CITY MANAGER TO EXECUTE AGREEMENTS WITH THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION FOR IMPLEMENTATION OF A LOCAL TRANSACTIONS AND USE TAX

RESOLUTION NO. CC 2020-115, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE AUTHORIZING THE EXAMINATION OF TRANSACTIONS (SALES) AND USE TAX RECORDS

ORDINANCE NO. 1549, AN ORDINANCE OF THE CITY OF PALMDALE ESTABLISHING A ¾ CENT TRANSACTIONS AND USE TAX TO BE ADMINISTERED BY THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION

Finance Manager Kang presented the staff report. He stated that Ordinance No. 1549 had been modified as follows: 1)the number of Advisory committee members has been increased from 5 members to 7 members to enhance transparency and public engagement; and 2) language was added that states - all proceeds from the tax will be added to the General Fund and will be available for any legal purpose.

Finance Manager Kang read the titles of Resolution Nos. CC 2020-116 and CC 2020-115.

City Attorney Beck read the title of Ordinance No. 1549.

A motion was made and carried unanimously to introduce Ordinance No. 1549.

Mayor Hofbauer opened the Public Hearing.

Testimony: None.

A motion was made and carried unanimously to close the Public Hearing and it was so ordered.

Councilmember Carrillo asked questions regarding the language in the Ordinance as it pertains to the administration of the sales tax and Finance Manager Kang responded.

Council asked questions regarding the Advisory Committee and how local business will be notified when to begin charging the tax. Finance Manager Kang stated that CDTFA will be sending out notices to business regarding the sales use tax. Assistant City Manager Ricci stated that the Advisory Committee would be formed and convened before the sales tax goes into affect April 1, 2021 and that revenue received from the sales tax would be received on a quarterly basis.

Motion: Adopt Resolution Nos. CC 2020-116, CC 2020-115 and Ordinance No. 1549 and Approve preparatory and administrative agreements with the California Department of Tax and Fee Administration ("CDTFA") for implementation of the City of Palmdale's local and transaction use tax; Authorize the examination of sales, use and transactions tax records; and approve draft amendment to agreement A-6724.
Moved by Laura Bettencourt, seconded by Austin Bishop.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Austin Bishop, Juan Carrillo.

23.6) Public Hearing to: 1) hear public comments on a) the Draft Consolidated Annual Performance Evaluation Report (CAPER) for Fiscal Year 2019-2020; b) obtain citizen input on community needs for the 2021-2022 Action Plan; 2)

review and approve the 2019-2020 CAPER; and 3) authorize the City Manager or his designee to make necessary changes and submit the CAPER report to the U.S. Department of Housing and Urban Development (HUD) by December 28, 2020 in compliance with HUD Regulations and COVID-19 waivers. (Staff Reference: Director of Administrative Services Ambrose)

Motion: Approve the recommendations and findings as listed in the staff report. Moved by Richard J. Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Austin Bishop, Juan Carrillo.

Housing Coordinator Mailes presented the staff report.

Mayor Hofbauer opened the Public Hearing.

Testimony: None.

A motion was made and carried unanimously to close the Public Hearing and it was so ordered.

Mayor Pro Tem Loa asked questions regarding demographics and the Minority Business Enterprise/Women Minority Business Enterprise projects. Housing Coordinator Mailes stated that the racial/ethnic categories listed are required by HUD. As to the MBE/WMBE projects, she stated that there were no HOME funded projects completed during this reporting period.

Motion to continue the balance of the agenda to Tuesday, December 22, 2020.
Moved by Richard J. Loa, seconded by Austin Bishop

Vote: Motion Carried (5-0)
Yes: Steven D. Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop

Councilmembers Bettencourt, Carrillo and Bishop filed written reports regarding attendance at various committee meetings with the Office of the City Clerk. Mayor Hofbauer and Mayor Pro Tem Loa would file their reports with the City Clerk.

24) ADJOURNMENT.

At 6:53 p.m., Mayor Hofbauer continued the meeting to December 22, 2020 at 7:00 p.m., in the City Hall Council Chamber located at 38300 Sierra Highway, Suite B, Palmdale, California.

PASSED, APPROVED, and ADOPTED this 12th day of January 2021.

_____

Steven D. Hofbauer
Mayor/Chair

ATTEST:

_____

Shanae S. Smith,
City Clerk/Agency Secretary
Authority Secretary

MINUTES
CITY COUNCIL
CITY COUNCIL CHAMBERS
38300 SIERRA HIGHWAY, SUITE B
PALMDALE, CA 93551
TUESDAY, DECEMBER 22, 2020 – 6:45 PM

www.cityofpalmdale.org

1. CALL TO ORDER 6:45 P.M. CITY COUNCIL SPECIAL MEETING

Mayor Hofbauer called the meeting to order at 6:45 p.m.

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

3. ROLL CALL: MAYOR HOFBAUER, MAYOR PRO TEM LOA, COUNCILMEMBERS BETTENCOURT, CARRILLO, AND BISHOP

PRESENT: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, and Austin Bishop

ABSENT: None.

4. WAIVER OF FULL READING OF RESOLUTION:

Motion: Move to waive full reading of the Resolution to be considered and voted on at this meeting.
Moved by Juan Carrillo, seconded by Laura Bettencourt

Vote: Motion Carried (5-0)
Yes: Steven D. Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop

5. CONSENT CALENDAR:

5.1 ADOPT AMENDED RESOLUTION NO. CC 2020-115, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE AUTHORIZING EXAMINATION OF SALES, USE AND TRANSACTIONS TAX RECORDS. (Staff Reference: Finance Manager Kang)

Public Comments: None

Councilmember Carrillo asked questions regarding the $25,000 increase in the consultant's contract. Assistant City Manager Ricci stated that the increase was to cover administration and review of the Measure AV tax. The current contract only covered existing taxes.

Motion: Move to Adopt Amended Resolution No. CC 2020-115
Moved by Juan Carrillo, seconded by Laura Bettencourt

Vote: Motion Carried (5-0)
Yes: Steven D. Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop

6. ADJOURNMENT.

Mayor Hofbauer adjourned the meeting at 6:53 p.m. to December 22, 2020 at 7:00 p.m. in the City Hall Council Chamber located at 38300 Sierra Highway, Suite B, Palmdale, California.

PASSED, APPROVED, and ADOPTED this 12th day of January 2021.

_____
Steven D. Hofbauer
Mayor/Chair

ATTEST:

_____
Shanae S. Smith,
City Clerk/Agency Secretary
Authority Secretary

MINUTES
CITY COUNCIL
CITY COUNCIL CHAMBERS
38300 SIERRA HIGHWAY, SUITE B
PALMDALE, CA 93551
TUESDAY, DECEMBER 22, 2020 – 7:00PM

www.cityofpalmdale.org

1. CALL TO ORDER 7:00 P.M. CITY COUNCIL SPECIAL MEETING

Mayor Hofbauer called the meeting to order at 7:00 p.m.

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

3. ROLL CALL: MAYOR HOFBAUER, MAYOR PRO TEM LOA, COUNCILMEMBERS BETTENCOURT, CARRILLO, AND BISHOP

PRESENT: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, and Austin Bishop

ABSENT: None.

4. ITEMS CONTINUED FROM THE DECEMBER 15, 2020 REGULAR MEETING:

24. APPOINTMENTS:

24.1 Discussion and Possible Action regarding City Council Appointments.
(Staff Reference: City Clerk Smith)
Southern California Association of Governments (SCAG) Regional Council

Mayor Pro Tem Loa made a motion to reappoint Mayor Hofbauer for the Delegate position. Discussion ensued. The Motion died for lack of a second. Councilmember Bishop made a substitute motion to nominate Councilmember Carrillo to the Delegate position, replacing Mayor Hofbauer. Councilmember Carrillo seconded the motion.

Vote: Motion carried (3-2)
Yes: Bettencourt, Carrillo, Bishop
No: Hofbauer, Loa

Mayor Pro Tem Loa made a motion for the balance of the Council committee appointments to remain the same, excluding the Mayor Pro Tem position. Discussion continued regarding remaining committee appointments listed and possible changes. The motion failed for lack of a second.

North Los Angeles County Transportation Coalition ("NCTC")

Councilmember Carrillo made a substitute motion to nominate Councilmember Bishop to the Delegate assignment for the NCTC, seconded by Councilmember Bishop. Discussion continued regarding this appointment.

Vote: Motion carried (3-2)
Yes: Bettencourt, Carrillo, Bishop
No: Hofbauer, Loa

Councilmember Carrillo made a motion to nominate Councilmember Bettencourt to the Representative at Large assignment for the NCTC, replacing Mayor Pro Tem Loa. The motion was seconded by Councilmember Bishop. A discussion ensued. Mayor Hofbauer made a substitute motion, which failed due to lack of a second.

Vote: Motion carried (3-2)
Yes: Bettencourt, Carrillo, Bishop
No: Hofbauer, Loa

Antelope Valley Mosquito & Vector Control District

Discussion ensued regarding the appointments. Staff was directed to report and clarify at the next regular City Council meeting regarding the appointment of a City Councilmember versus a member of the public.

Mayor Pro Tem Loa made a motion to approve the balance of the City Council committee appointments listed to remain the same, seconded by Mayor Hofbauer.

Vote: Motion carried (Unanimous)
Yea(s): Hofbauer, Loa, Bettencourt, Carrillo, Bishop
Noe(s): None

24.2 Discussion and Possible Action Regarding Mayor Pro Tem Appointment

Councilmember Bishop made a motion to nominate Councilmember Bettencourt as Mayor Pro Tem, seconded by Councilmember Carrillo. After discussion, Mayor Hofbauer made a substitute motion to reappoint Mayor Pro Tem Loa, which failed due to lack of a second.

Vote: Motion carried (3-2)
Yes: Bettencourt, Carrillo, Bishop
No: Hofbauer, Loa

5. ADJOURNMENT.

Mayor Hofbauer adjourned the meeting at 7:35 p.m. to January 12, 2021 at 7:00 p.m. in the City Hall Council Chamber located at 38300 Sierra Highway, Suite B, Palmdale, California.

PASSED, APPROVED, and ADOPTED this 12th day of January 2021.

_____
Steven D. Hofbauer
Mayor/Chair

ATTEST:

_____
Shanae S. Smith,
City Clerk/Agency Secretary
Authority Secretary

MINUTES
CITY COUNCIL 5:00 PM SPECIAL MEETING
CITY COUNCIL/SUCCESSOR AGENCY REGULAR MEETING AND
HA/IDA/PAA/PCA/PFA SPECIAL MEETINGS 7:00 PM
CITY HALL COUNCIL CHAMBER
38300 SIERRA HIGHWAY, SUITE B
PALMDALE, CALIFORNIA
MAY 5, 2020
AGENDA NO. CC/SA/IDA/PAA/PCA/PFA 1483/ HA 155

www.cityofpalmdale.org

1. CALL TO ORDER 5:00 P.M. CLOSED SESSION MEETINGS.

   Mayor Hofbauer called the meeting to order at 5:03 pm.

2. ROLL CALL: MAYOR HOFBAUER, MAYOR PRO TEM LOA, COUNCILMEMBERS BETTENCOURT, CARRILLO, AND BISHOP

   PRESENT: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.
   ABSENT: None.
   All members of the City Council were present (either in person or telephonically) and were able to participate in all matters.

3. PUBLIC COMMENTS RECEIVED ON CLOSED SESSION ITEMS 4.1 through 4.6.

   City Manager Murphy read the public comments received into the record.

4. PRESENTATION BY CITY ATTORNEY/GENERAL COUNSEL of the following item to be discussed in Closed Session:

   Assistant City Attorney Doran stated all items would be heard as listed.

   4.1 The reason for holding a closed session is for the purpose of conferring with and/or receiving advice from the City's legal counsel and to receive direction from the City Council regarding the possible initiation of litigation by the City.

   CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
   Initiation of litigation pursuant to paragraph (4) of subdivision
   (d) of Section 54956.9: Number of cases - One.

   Closed session is recommended because the City will assess the merits of this matter and consider the City's perspective. Based on existing facts and circumstances it is in the opinion of the City Attorney that it would prejudice the position of the City to discuss this matter in public or to disclose further the circumstances in this potential case; such disclosure may harm settlement attempts or other efforts to resolve the matter without litigation.

   4.2 The reason for holding a closed session is for the purpose of conferring with and/or receiving advice from the City's legal counsel regarding the following

pending litigation to which the City is a party:

Responsible Growth Palmdale, et al. v. City of Palmdale, et al.
Los Angeles County Superior Court
Case No. 20STCP00484

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

Closed session is recommended because the City will assess the merits and weaknesses of this matter and consider the City's perspective. Based on existing facts and circumstances it is in the opinion of the City Attorney that it would prejudice the position of the City to discuss this matter in public.

4.3 The reason for holding a closed session is for the purpose of conferring with and/or receiving advice from the City's legal counsel regarding certain existing facts and circumstances that constitute a significant exposure to litigation against the City. The existing facts and circumstances that constitute a significant exposure to litigation are detailed in the following claims received by the City, which are available for public inspection pursuant to Government Code Section 54957.5:

Claimant: Special District Risk Management Authority
City Claim No.: 2019-071
Date Filed: November 25, 2019
Date of Loss: 2016 - 2018
Claimant: Special District Risk Management Authority
City Claim No.: 2020-19
Date Filed: April 15, 2020
Date of Loss: 2016 - 2019

Closed session is recommended because the City will assess the merits of these matters and consider the City's perspective. Based on existing facts and circumstances it is in the opinion of the City Attorney that it would prejudice the position of the City to discuss these matters in public.

4.4 The reason for holding a closed session is for the purpose of conferring with and/or receiving advice from the City's legal counsel regarding certain existing facts and circumstances that constitute a significant exposure to litigation against the City. 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: Hromadka & Associates
City Claim No.: 2020-003
Date Filed: January 6, 2020
Date of Loss: None Provided

Closed session is recommended because the City will assess the merits of this matter and consider the City's perspective. Based on existing facts and circumstances it is in the opinion of the City Attorney that it would prejudice the position of the City to discuss this matter in public.

4.5 The reason for holding a closed session is for the purpose of a Council discussion with the City Attorney and Personnel Manager in connection with possible changes to contract terms and conditions in the existing Employment Agreement between the City and Wm. Matthew Ditzhazy, as City Attorney, including an

evaluation of performance.

This closed session is necessary because a public discussion of this item, prior to a complete discussion by the Council of contract and ordinance terms, conditions and options, would be prejudicial to the City.

This Closed Session is being held pursuant to the authority of California Government Code Sections 54957 and 54957.6.

4.6 The reason for holding a closed session is for the purpose of conferring with and/or receiving advice from the City's legal counsel and to receive direction from the City Council regarding the possible participation in an amicus brief by a group of California cities in the following named action:

CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
Initiation of litigation (joining in an amicus brief) pursuant to paragraph (4) of subdivision
(d) of Section 54956.9: Number of cases - One.

Joinder in Amicus Brief and Support: Petition for Writ of Certiorari

Don Higginson v. Xavier Bacerra, in his capacity as Attorney General of California, City of Poway, Appeal from US 9th Circuit Court of Appeals

Closed session is recommended because the City will assess the merits of this matter and consider the City's perspective. Based on existing facts and circumstances it is in the opinion of the City Attorney that it would prejudice the position of the City to discuss this matter in public or to disclose further the circumstances in this potential case.

5. CLOSED SESSION.

Closed session held from 5:03pm - 7:02pm

6. ANNOUNCEMENT BY CITY ATTORNEY/GENERAL COUNSEL of item(s) discussed in Closed Session.

All members of the City Council were present (either in person or telephonically) and were able to participate in all matters.

Item 4.1 Possible Initiation of Litigation: One Matter - The City Council received a report regarding the possible initiation of litigation and provided unanimous direction to the City Attorney's Office. No further reportable action at this time.

Item 4.2 Responsible Growth Palmdale, et al. v. City of Palmdale, et al. - The City Council was provided an update on this matter and provided unanimous direction to the City Attorney's Office. No further reportable action at this time.

Item 4.3 Special District Risk Management Authority Claims - The City Council received a report regarding the two claims submitted by Special District Risk Management Authority and provided unanimous direction to the City Attorney's Office. No further reportable action at this time.

Item 4.4 Hromadka & Associates Claim - The City Council received a report regarding the claim submitted by Hromadka & Associates and provided unanimous direction to the City Attorney's Office. No further reportable action at this time.

Item 4.5 CC – Performance Evaluation – City Attorney / Employee Matters – In closed session the City Attorney announced that he was retiring effective July 6, 2020. City Council discussed the transition. The City Council also approved a small change to the city attorney's post-retirement life insurance benefit at no cost to the City and authorized the City Manager to sign.

Item 4.6 CC – Request for Joinder in Amicus Brief: Petition for Writ of Certiorari to U. S. Supreme Court: Higginson v. Xavier Becerra, et al. / Possible Litigation –This item was discussed.

7. ADJOURN 5:00 P.M. CLOSED SESSION MEETING.

Mayor Hofbauer adjourned the meeting at 7:02 p.m.

8. CALL TO ORDER 7:00 CC/SA/IDA/PAA/PCA/PFA MEETINGS.

Mayor/Chair Hofbauer called the meeting to order at 7:03 pm.

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

10. ROLL CALL: MAYOR / CHAIR HOFBAUER, MAYOR PRO TEM / VICE CHAIR LOA, COUNCILMEMBERS / DIRECTORS / MEMBERS BETTENCOURT, CARRILLO, AND BISHOP

PRESENT: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.
ABSENT: None.

All members of the City Council were present either in person or telephonically.

11. PRESENTATION:

11.1 Presentation by Mayor and Council of a picture of a cute critter that is available for adoption from our Palmdale Animal Care Center.

11.2 Presentation by City Manager Murphy of the City of Palmdale's Warrior Award to the following individuals for working the front lines and ensuring that our most vulnerable families and seniors have food during the COVID-19 outbreak.

SAVES
1. Patrìcia Morales, SAVES Coordinator
2. Kathy Roethler, SAVES Assistant
3. Pedro Villa, SAVES Assistant
4. Patricia Franco Fewell, SAVES Assistant
5. Tannya Leyva, SAVES Assistant
6. Trish Jones, Community Programs Manager

LEGACY COMMONS
1. Pam Naugle: Program Leader II
2. Tatiana Tejeda: Senior Program Leader
3. Danae Molina Guandique: Program Leader I
4. Melissa Heads: Program Leader I (works both Legacy & SAVES)
5. Karen Sullivan: Senior Program Leader
6. Laura Rice, Recreation Coordinator

PARKS and RECREATION STAFF

1. Sunday Carrillo
2. Joi Christy
3. Mireya Cruz
4. Lindsay Diaz
5. Victoria Duffin
6. Melissa Heads
7. Carlos Hernandez
8. Brianna Ortiz
9. Cozette Montagut
10. Bryan Sonares
11. Sharon Soriano
12. Araceli Villegas
13. Janice Cable
14. Mathieu Matalon
15. Victoria Arce
16. Amanda Laughlin
17. Cameron Little
18. Ashely Orellana
19. Omar Sanchez
20. Andrew Vera
21. Denea Brown
22. Ethan Herrera
23. Manny Perez
24. Isaac Valdez

City Manager Murphy noted a correction to the Agenda, he stated the dates for Public Works Weeks should be May 17th through May 23rd and Public Service Week should be May 3rd through May 9th.

11.3 Presentation by City Manager Murphy of a Proclamation to Director of Public Works Heffernan proclaiming May 3 through May 9, 2020 as “National Public Works Week” in the City of Palmdale.

11.4 Presentation by City Manager Murphy of a Proclamation proclaiming May 17 through May 23, 2020 as "Public Service Recognition Week" in the City of Palmdale.

City Manager stated as a small token of appreciation there would be a luncheon for City employees on Thursday paid for by the Directors, City Manager, and Assistant City Manager. Councilmember Carrillo thanked employees and suggested Councilmembers give a $5 or $10 gift card to each employee. Mayor Hofbauer asked Assistant City Attorney Doran if it was a Brown Act violation for Council to coordinate with each other regarding a gift card to employees, and Assistant City Attorney Doran stated that there was no Brown Act violation.

12. WAIVER OF FULL READING OF RESOLUTION(S) and ORDINANCE(S):

Motion: Waive full reading of the Resolution(s) and/or Ordinance(s) to be considered and voted on at this meeting.
Moved by Richard J. Loa, seconded by Austin Bishop.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

13. PUBLIC COMMENTS RECEIVED ON CONSENT CALENDAR ITEM NOS. 14.1 THROUGH 14.11 AND NON-AGENDA ITEMS.

City Manager Murphy read the following comments into the record:

A guest speaker asked questions regarding COVID-19.

A guest speaker commented regarding neighborhood visit by teachers from nearby Yucca elementary school.

Mayor Pro Tem Loa pulled Item 14.3 for discussion.

Mayor Hofbauer asked questions regarding the Engineer's Reports for Assessment Districts and Director of Public Works Heffernan responded.

Motion: Approve the recommendations and findings on all items listed under this Consent Calendar with the exception of Item No. 14.3.
Moved by Austin Bishop, seconded by Richard J. Loa.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

14. CONSENT CALENDAR:

14.1 CC/SA - Accept the City of Palmdale and Successor Agency to the Community Redevelopment Agency monthly and quarterly investment reports. (Staff Reference: Finance Manager Kang)

14.2 CC - Adopt Resolution CC 2020-055, a Resolution of the City Council of the City of Palmdale authorizing the submission of an application seeking funding from the Department of Justice Office of Justice Programs for the 2020 Coronavirus Emergency Supplemental Funding Program (Emergency Coronavirus Grant of $166,633). (Staff Reference: Finance Manager Kang)

14.3 CC - Approve the First Amendment to Legal Services Agreement with Richards Watson & Gershon increasing the contract maximum by $250,000, Agreement No. A-6240. (Staff Reference: City Attorney Ditzhazy)

Mayor Pro Tem Loa pulled this item for discussion.

Assistant City Attorney Doran presented the staff report. Council asked questions and Assistant City Attorney Doran responded.

Motion: Continue item 14.3 to the next Council meeting.
Moved by Richard J. Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

14.4 CC - Adopt Resolution No. CC 2020-038, a Resolution of the City Council of the City of Palmdale of intention to continue assessments for fiscal year 2020/2021, preliminarily approving the annual Engineer’s Report and providing for Notice of Hearing for the City of Palmdale Park Maintenance and Recreation Improvement District. (Staff Reference: Director of Public Works Heffernan)

14.5 CC - Adopt Resolution No. CC 2020-039, a Resolution of the City Council of the City of Palmdale of intention to continue assessments for fiscal year 2020/2021, preliminarily approving the annual Engineer’s Report and providing for Notice of

Hearing for the City of Palmdale Landscape Maintenance Assessment Districts and Annexations. (Staff Reference: Director of Public Works Heffernan)

14.6 CC - Adopt Resolution No. CC 2020-040, a Resolution of the City Council of the City of Palmdale of intention to continue assessments for fiscal year 2020/2021, preliminarily approving the annual Engineer's Report and providing for Notice of Hearing for the City of Palmdale Streetlight Maintenance Assessment Districts and Annexations. (Staff Reference: Director of Public Works Heffernan)

14.7 CC - Adopt Resolution No. CC 2020-041, a Resolution of the City Council of the City of Palmdale of intention to continue assessments for fiscal year 2020/2021, preliminarily approving the annual Engineer's Report and providing for Notice of Hearing for the City of Palmdale Drainage Benefit Assessment Districts No. 1 and No. 2006-02. (Staff Reference: Director of Public Works Heffernan)

14.8 CC - Approve the Consultant Services Agreement with Parsons Transportation Group, Inc. for engineering and surveying services to prepare Plans, Specs, and Estimates (PS&E) for the Rancho Vista Boulevard Widening from 3rd Street East to 8th Street East (Project No. 787), in the amount of $980,000, budgeted in account S0072204-724525-3043, Agreement No. A-6961. (Staff Reference: Director of Public Works Heffernan)

14.9 CC - Approve Amendment No. 2 to agreement with Siemens Industry, Inc. for Emergency Streetlight Pole Replacement Services, in the amount not to exceed $150,000, budgeted in multiple accounts, Agreement No. A-6112. (Staff Reference: Director of Public Works Heffernan)

14.10 CC - Approve Supplemental Agreement No. 2 with Granite Construction Company for entry wall and monument sign construction on PN 734, Technology Drive Improvement Project, in the amount of 298,243.99, budgeted in multiple accounts, and authorize the City Manager to execute the supplemental agreement, Agreement No. A-6385. (Staff Reference: Director of Public Works Heffernan)

14.11 Approve the minutes from the previous meetings. (Staff Reference: City Clerk/Agency Secretary/Authority Secretary Smith)
* CC - March 17, 2020 (7:00pm)
* CC - April 7, 2020 (5:00 pm and 7:00pm)
* SA - April 7, 2020 (7:00 pm)
* IDA - June 4, 2019 (5:00 pm and 7:00 pm)
* PAA - June 4, 2019 (5:00 pm and 7:00 pm)
* PAA - December 3, 2019 (7:00 pm)
* PCA - January 14, 2020 (7:00 pm)
* PFA - June 4, 2019 (5:00 pm and 7:00 pm)
* PFA - December 3, 2019 (7:00 pm)

15. ALL AGENCIES (CC/SA/IDA/PAA/PCA/PFA) REMAIN OPEN, CALL HOUSING AUTHORITY MEETING TO ORDER AND TAKE ROLL CALL AT THIS TIME.

16. CALL TO ORDER THE HOUSING AUTHORITY MEETING.

Chair Hofbauer called the Housing Authority meeting to order at 8:15pm

17. ROLL CALL: CHAIR HOFBAUER, VICE CHAIR LOA, COMMISSIONERS BETTENCOURT, CARRILLO, BISHOP, BROWN, AND FRAGA-SAENZ

With the exception of Commissioner Brown, all members of the Housing Authority were present either in person or telephonically.

PRESENT: Steven Hofbauer, Austin Bishop, Laura Bettencourt, Juan Carrillo, Richard J. Loa, and Christina Fraga-Saenz
ABSENT: Bob Brown

Motion: Move to excuse the absence of Bob Brown.
Moved by Richard Loa, seconded by Juan Carrillo.

Vote: Motion Carried (6-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop, Christina Fraga-Saenz.
Absent: Bob Brown

18. JOINT NEW BUSINESS OF THE CITY COUNCIL, SUCCESSOR AGENCY, INDUSTRIAL DEVELOPMENT AUTHORITY, PALMDALE AIRPORT AUTHORITY, PALMDALE CIVIC AUTHORITY, PALMDALE FINANCING AUTHORITY, AND HOUSING AUTHORITY:

18.1 Approve Mid-Year Budget Review 2019-2020 and accept financial statements for the City Council, Successor Agency, Industrial Development Authority, Palmdale Airport Authority, Palmdale Civic Authority, Palmdale Financing Authority, and Housing Authority. (Staff Reference: Finance Manager Kang)

Assistant City Manager Ricci presented the staff report and gave a PowerPoint presentation. Council asked questions, and Assistant City Manager Ricci responded.

Director of Neighborhood Services Miller spoke regarding Animal Care numbers.

Council asked questions regarding Sheriff's contract, Director of Neighborhood Services Miller responded. Mayor Hofbauer requested a report from Captain Schaffer regarding deputies.

Assistant City Manager Ricci stated that the Budget Workshop is scheduled for May 19, 2020 and she will be discussing the 2020-2021 budget at that time.

Mayor Pro Tem Loa spoke regarding the possibility of getting federal funding. City Manager Murphy responded.

Motion: Approve Mid-Year Budget Review for 2019-2020 and accept financial statements for the CC/IDA/PAA/PCA and PFA.
Moved by Richard J. Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

Motion: Approve Mid-Year Budget Review for 2019-2020 and accept financial statements for the HA.
Moved by Christina Fraga-Saenz, seconded by Austin Bishop.

Vote: (6-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop, Christina Fraga-Saenz
Absent: Bob Brown

19. PUBLIC COMMENTS RECEIVED ON HOUSING AUTHORITY CONSENT CALENDAR ITEM NO. 20.1.

Public Comments Received: None.

20. HOUSING AUTHORITY CONSENT CALENDAR:

20.1 Approve the minutes from the previous meeting held on April 7, 2020 (7pm). (Staff Reference: Authority Secretary Smith)

Motion: Move to approve Item 20.1
Moved by Juan Carrillo, seconded by Austin Bishop.

Vote: (6-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop, Christina Fraga-Saenz
Absent: Bob Brown

21. ADJOURN THE HOUSING AUTHORITY MEETING.

Chair Hofbauer adjourned the Housing Authority meeting at this time.

22. APPOINTMENTS:

22.1 Approve Planning Commissioner Nomination and Reappointments: 1) Councilmember Bishop's nominee Christina Fraga-Saenz for appointment to District 1 for remainder of term to expire June 30, 2020 and new 2-year term to expire June 30, 2022; 2) Mayor Pro Tem Loa's nominee, Dean Henderson, for reappointment to District 2 for a term to expire June 30, 2022; and 3) Councilmember Carrillo's nominee V. Jesse Smith for reappointment to District 4 for a term to expire on June 30, 2022. (Staff Reference: City Clerk Smith)

Deputy City Clerk Scott presented the staff report.

City Manager Murphy read the Public Comments into the record.

Ann McKeown commented in favor of the appointment of Christina Fraga-Saenz as Planning Commissioner District 1.
Stacia Nemeth commented in favor of the appointment of Christina Fraga-Saenz as Planning Commissioner District 1.

Austin Bishop recused himself from voting on the reappointment of the Planning Commissioner District 4 as he has done business with V. Jesse Smith.

Motion: Approve Planning Commissioner appointment of Christina Fraga-Saenz to District 1 and reappointment of Dean Henderson to District 2.
Moved by Steven Hofbauer, seconded by Richard J. Loa.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

Motion: Approve Planning Commissioner reappointment of V. Jesse Smith to District 4.
Moved by Juan Carrillo, seconded by Laura Bettencourt.

Vote: Motion carried (4-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo.

22.2 Approve the Mayor's reappointments of the Mobile Home Park Rental Review Board members Debra Foley and Diana Love for a two-year term to expire on June 30, 2022 and Library Board Trustee Challen David for a three-year term to expire on June 30, 2023. (Staff Reference: City Clerk Smith)

Motion: Approve reappointments of the Mobile Home Park Rental Review Board members Debra Foley and Diana Love and Library Board Trustee Challen David.
Moved by Steven Hofbauer, seconded by Austin Bishop.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

22.3 Re-designate Gary A. Roberts to serve as a Director on The Palmdale Aerospace Academy Board of Directors for a new three (3) year term which will expire on July 31, 2023 or authorize the City Clerk to advertise to fill the position. (Staff Reference: City Clerk Smith)

Motion: Re-designate Gary A. Roberts to serve as a Director on The Palmdale Aerospace Academy Board of Directors.
Moved by Juan Carrillo, seconded by Austin Bishop.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

23. PUBLIC HEARING:

23.1 Public Hearing and Review of Proposed Resolution No. CC 2020-052 and Ordinance No. 1543 for adoption. (Staff Reference: Acting Director of Economic and Community Development Behen) General Plan Amendment 18-003, Resolution No. CC 2020-052 Zone Change 18-003, Ordinance No. 1543 Mr. Phillip Terry, Applicant

23.1a RESOLUTION NO. CC 2020-052, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE APPROVING GENERAL PLAN AMENDMENT 18-003; A REQUEST TO CHANGE THE LAND USE DESIGNATION FROM SFR-1 (SINGLE-FAMILY RESIDENTIAL, 0-2 DWELLING UNITS PER ACRE) TO MFR (MULTI-FAMILY RESIDENTIAL, 10.1 TO 16 DWELLING UNITS PER ACRE) ON A VACANT SITE LOCATED AT THE NORTHEAST CORNER OF RANCHO VISTA BOULEVARD AND 20TH STREET WEST (APN'S 3005-005-014, -023, -024 AND -025)

23.1b ORDINANCE NO. 1543, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMDALE APPROVING ZONE CHANGE 18-003; A REQUEST TO CHANGE THE ZONE FROM R-1-20,000 (SINGLE-FAMILY RESIDENTIAL, MINIMUM LOT SIZE OF 20,000 SQUARE FEET) TO R-3 (MULTIPLE RESIDENTIAL) ON A VACANT SITE LOCATED AT THE NORTHEAST CORNER OF RANCHO VISTA BOULEVARD AND 20TH STREET WEST (APN 3005-005-014, -023, -024 AND -025)

Senior Planner Taggart presented the staff report, read the title of Resolution No. CC 2020-052 and Ordinance No. 1543, and presented a PowerPoint presentation.

A motion was made and carried unanimously to Introduce Ordinance No. 1543.

Mayor Hofbauer opened the Public Hearing.

City Manager Murphy read the following Public Comments received into the record:

The following individuals commented in Support of Item No. 23.1: 13 guest speakers, Adam, and Michael Jackson. One guest speaker commented in opposition to Item No. 23.1.

Gregg Arnold, Developer, spoke regarding the development and presented a YouTube video and pictures of a similar development.

Phillip Terry, Developer, spoke regarding the project.

Motion: Close the public hearing.
Moved by Richard J. Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

Motion: Adopt Resolution No. CC 2020-052 and Ordinance No. 1543.
Moved by Juan Carrillo, seconded by Laura Bettencourt.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

Mayor Hofbauer called for a recess from 9:11 p.m. - 9:20 p.m.

24.1 Community Choice Aggregation Program Implementation and Project Proforma Update. (Staff Reference: Director of Public Works Heffernan)

Environmental &Technology Manager Lucha presented the staff report and spoke regarding the history of the Community Choice Aggregation (CCA) Program. He stated that the proposed launch date is October 2020.

Sr. Management Analyst Wells outlined the next steps in the CCA.

There was Council discussion regarding the pros and cons of the program.

Sr. Management Analyst Wells spoke regarding tiered pricing, securing the best rates, and negotiating contracts.

There was additional Council discussion regarding the implementation.

25. NEW BUSINESS:

25.1 Approve the General Fund Reserve Policy. (Staff Reference: Finance Manager Kang)

Assistant City Manager Ricci presented the staff report.

Motion: Approve the General Fund Reserve Policy.
Moved by Richard J. Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

25.2 Adopt Resolution No. CC 2020-056, a Resolution of the City Council of the City of Palmdale Authorizing and Adopting the Palmdale Auto Mall Gift Card Sales Program ("Operation Jumpstart"). (Staff Reference: Acting Director of Economic and Community Development Behen)

Economic Development Manager Garibay presented the staff report, read the title of Resolution No. CC 2020-056 and presented a PowerPoint presentation regarding the program. He stated that the program will run through August 12, 2020 or until funds run out.

Deputy Director of Economic & Community Development Pletcher spoke regarding a leasing option.

Motion: Adopt Resolution No. CC 2020-056 with amendment to Section 2 to add lease option.
Moved by Juan Carrillo, seconded by Austin Bishop.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

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

26.1 VARIOUS COMMITTEE MEMBERSHIPS:

Committee Membership Memo(s) on file in the City Clerk's Office:
Councilmember Carrillo
Councilmember Bishop

* 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

26.2 MEETINGS ATTENDED AT PUBLIC EXPENSE.

Councilmember Carrillo met with staff regarding the roundabout located on 47th Street East. There was Council discussion regarding the roundabout. Deputy City Manager Behen spoke regarding CalTrans and landscaping the roundabout.

Mayor Hofbauer asked when the Rancho Vista ramps would be completed and Deputy City Manager Behen responded. City Manager Murphy spoke regarding improvements to that area. Councilmember Bettencourt spoke regarding loitering near the off ramps. Mayor Hofbauer stated that the Highway Patrol and Sheriff will be citing individuals.

Mayor Pro Tem Loa attended Antelope Valley Transit Authority meeting and he stated that he had to leave and that Kathryn Mac Laren filled in for him. Mayor Pro Tem Loa stated he had no other meetings.

Mayor Hofbauer stated that the Antelope Valley Transit Authority was receiving five (5) more 60-foot buses under the CARES Act, and by April there will be no more diesel buses as all buses will be electric.

Councilmember Bishop attended school parades with Mayor Hofbauer and the Air Quality Management District meeting. Mayor Hofbauer stated that SAVES benefited from a grant through the Air Quality Management District.

Mayor Hofbauer attended various business meetings, teleconferences and the Sanitation District meeting where they discussed rates and water allocation. Mayor Hofbauer also sated that the children are very excited about the school parades.

Mayor Pro Tem Loa spoke regarding the parade for the softball team at Highland High School.

Mayor Hofbauer participated in teleconferences with North Los Angeles County Transportation Coalition; TDA Article 8 hearings at Metro; and stated that the Southern California Association of Governments (SCAG) meeting regarding the Regional Transportation Plan was coming up.

Deputy City Manager Behen spoke regarding the upcoming SCAG meeting.

Mayor Hofbauer also spoke regarding opening information received from the Board of Supervisors.

City Manager Murphy stated that not many presentations have been given out due to the Covid-19 emergency, however, he stated that information could be sent to his office and presentations could be done outside of Council meetings.

Councilmember Bettencourt had nothing to report.

Mayor Pro Tem Loa inquired about Rachel Garcia Day in June and City Manager Murphy responded.

Mayor Hofbauer spoke in regards to the Antelope Valley resident Joei Fulco who is competing on *The Voice.*

26.3 CITY MANAGER'S REPORT.

No report was given.

27. CITY COUNCIL REQUESTS FOR NEW AGENDA ITEMS.

There were no requests for new agenda items.

28. ADJOURNMENT.

Mayor Hofbauer adjourned the meeting at 10:30 p.m. in memory of Joan Osborne, long time volunteer for the City of Palmdale to May 19, 2020 at 7:00 p.m. in the City Hall Council Chamber located at 38300 Sierra Highway, Suite B, Palmdale, California.

PASSED, APPROVED, and ADOPTED this 12th day of January 2021.

_____
Steven D. Hofbauer,
Mayor/Chair

ATTEST:

_____
Shanae S. Smith,
City Clerk/Agency Secretary
Authority Secretary

MINUTES
CC/SA/HA/IDA/PAA/PCA/PAA - MAY 19, 2020 - 6:30PM & 7:00PM
CITY HALL COUNCIL CHAMBER
38300 SIERRA HIGHWAY, SUITE B
PALMDALE, CALIFORNIA
MAY 19, 2020
AGENDA NO. 1484

www.cityofpalmdale.org

1. CALL TO ORDER 6:30 P.M. CLOSED SESSION MEETING.

   Mayor Hofbauer called the meeting to order at 6:30 p.m.

2. ROLL CALL: MAYOR HOFBAUER, MAYOR PRO TEM LOA, COUNCILMEMBERS BETTENCOURT, CARRILLO, AND BISHOP

   PRESENT: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.
   ABSENT: None.

3. PUBLIC COMMENTS RECEIVED ON CLOSED SESSION ITEM 4.1.

   Public Comments: None.

4. PRESENTATION BY CITY ATTORNEY of the following item to be discussed in Closed Session:

   Assistant City Attorney Doran stated that the item would be heard as listed.

   4.1 The reason for holding a closed session is for the purpose of a Council discussion and to confer with the City Manager and Personnel Manager in connection with the pending retirement of City Attorney, Matthew Ditzhazy, including a discussion of replacement of the city attorney.

   This closed session is necessary because a public discussion of this item, prior to a complete discussion by the Council of a course of action to replace the city attorney, would be prejudicial to the City.

   This closed session is being held pursuant to the authority of California Government Code Sections 54957 and 54957.6.

5. CLOSED SESSION.

   Closed Session was held from 6:33 p.m. to 7:15 p.m.

6. ANNOUNCEMENT BY CITY ATTORNEY of item(s) discussed in Closed Session.

All members of the City Council were present and were able to participate in the matter.

Item 4.1 Pending retirement, and replacement of the City Attorney - The City Council provided direction to the City Manager regarding the recruitment of a new City Attorney by a vote of 4-1, with Councilmember Carrillo dissenting. No further reportable action at this time.

7. ADJOURN 6:30 P.M. CLOSED SESSION MEETING.

Mayor Hofbauer adjourned the 6:30 p.m. Closed Session meeting at 7:15 p.m.

8. CALL TO ORDER 7:00 ADJOURNED REGULAR MEETING.

Mayor Hofbauer called the meeting to order at 7:16 p.m.

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

10. ROLL CALL: MAYOR HOFBAUER, MAYOR PRO TEM LOA, COUNCILMEMBERS BETTENCOURT, CARRILLO, AND BISHOP

PRESENT: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

ABSENT: None.

11. PUBLIC COMMENTS RECEIVED ON CONSENT CALENDAR ITEM NOS. 12.1 AND 12.2, PRESENTATION ITEM NO. 13.1, AND NON-AGENDA ITEMS.

Public Comments: None.

Item 12.2 was pulled by Mayor Pro Tem Loa.

Motion: Move to approve Item No. 12.1.
Moved by Richard J. Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

12. CONSENT CALENDAR:

12.1 Approve Cost Sharing agreement between the City of Palmdale and the Antelope Valley Mall, LLC/QIC Properties US, Inc. for Deputy Services, and authorize the City Manager to execute the agreement and all necessary documents, Agreement No. A-7004. (Staff Reference: Director of Neighborhood Services Miller)

12.2 Approve the First Amendment to Legal Services Agreement with Richards Watson & Gershon increasing the contract maximum by $250,000, Agreement No. A-6240. (Staff Reference: City Attorney Ditzhazy)

Mayor Pro Tem Loa pulled this item for discussion.

Assistant City Attorney Doran spoke regarding this item.

Mayor Pro Tem Loa asked a question regarding the billing processes for this contract and Assistant City Attorney Doran responded.

A motion was made by Mayor Pro Tem Loa and seconded by Mayor Hofbauer to prepare the amendment to decrease the agreement to $100,000 instead of $250,000 to allow City Manager Murphy and the City Attorney's office time to put a policy in place that gives the city tighter control over payments.

Mayor Hofbauer asked Assistant City Attorney Doran to set up litigation briefings with each of the Councilmembers to provide updates. Assistant City Attorney Doran stated that quarterly or periodic litigation briefings could be set up with Council. Assistant City Attorney Doran also suggested having quarterly briefings with the City Manager.

Mayor Hofbauer asked that this item be put on the next closed session.

Motion: Approve the First Amendment to Legal Services Agreement with Richards Watson & Gershon, Agreement No. A-6240 as amended to $100,000.
Moved by Richard J. Loa, seconded by Steven Hofbauer.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

13. PRESENTATION:

13.1 FY 2020-21 Budget Workshop. (Staff Reference: Finance Manager Kang)

Assistant City Manager Ricci presented a PowerPoint presentation and spoke regarding the FY 2020-21 budget.

Councilmember Carrillo asked for an update on the sponsorship consultant.

Mayor Hofbauer stated that the passes issued would be good for next year.

There was Council discussion regarding the CalPers shortfall and the economy.

Mayor Hofbauer spoke about county, federal and state levels offering programs for citizens.

City Manager Murphy spoke regarding programs based on Covid-19, CDBG monies, and local economic stimulus program.

There was additional Council discussion regarding support for homeowners, renters, auto dealers and other business owners. City Manager Murphy spoke regarding mortgage assistance.

Mayor Pro Tem Loa asked questions regarding Parks & Recreation Events and Director of Parks & Recreation Smith responded. Mayor Pro Tem Loa asked City Manager Murphy to do outreach to the community to let them know these events are being cancelled.

City Manager Murphy stated that he would like to have further dialogue with Council regarding the Community Choice Aggregation program, the sales tax initiative as an option moving forward, and to go over the data received on the survey.

Mayor Pro Tem Loa spoke regarding his concerns about the sales tax initiative.

City Manager Murphy spoke regarding his call with the airport. He stated that the airline industry is expecting a bounce and that they are looking for Regional airports our size which will are going to be the future moving forward. He also spoke regarding other financial incentive programs that are being looked at.

14. SPECIAL REPORT:

14.1 Discussion and Possible Action regarding COVID-19 issues and related Orders. (Staff Reference: City Manager Murphy)

City Manager Murphy spoke about the COVID-19 issues and the city's plan to address them.

There was discussion among Council about the County guidelines for COVID-19 and consideration of carving out a North County. Santa Clarita is sending a support letter and Lancaster passed a resolution. City Manager Murphy asked Council if they wanted to send a letter, a resolution, or just have a conversation.

Mayor Hofbauer spoke in support of City Manager Murphy drafting a letter for Mayor's signature to be sent to Board of Supervisors supporting the concept of sub-regional consideration which is fully consistent with what the Governor Newsom stated.

Councilmember Bishop stated that he supported the resolution with Santa Clarita and Lancaster. He also spoke about including faith based organizations and congregations being moved into next level of reopening.

Motion: Direction to City Manager Murphy to draft a letter to the Los Angeles County Board of Supervisors, to send out by Wednesday, May 20, 2020.
Moved by Steven Hofbauer, seconded by Austin Bishop.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

15. ADJOURNMENT.

Mayor Hofbauer adjourned the meeting at 8:45 p.m.

PASSED, APPROVED, and ADOPTED this 12th day of January 2021.

_____
Steven D. Hofbauer,
Mayor/Chair

ATTEST:

_____
Shanae S. Smith,
City Clerk/Agency Secretary
Authority Secretary

MINUTES
CC/SA/HA/IDA/PAA/PCA/PFA - JUNE 16, 2020 - 6PM & 7PM
CITY HALL COUNCIL CHAMBER
38300 SIERRA HIGHWAY, SUITE B
PALMDALE, CALIFORNIA
JUNE 16, 2020
CLOSED SESSION 6:00 P.M./ADJOURNED REGULAR MEETING 7:00 P.M.
AGENDA NO. CC/SA/IDA/PAA/PCA/PFA & HA 1486

www.cityofpalmdale.org

1. CALL TO ORDER 6:00 P.M. CLOSED SESSION.

   Mayor Hofbauer called the meeting to order at 6:00 p.m.

2. ROLL CALL: MAYOR HOFBAUER, MAYOR PRO TEM LOA, COUNCILMEMBERS BETTENCOURT, CARRILLO, AND BISHOP

   PRESENT: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.
   ABSENT: None.

3. PUBLIC COMMENTS RECEIVED ON CLOSED SESSION ITEMS 4.1 THROUGH 4.3.

   Public Comments: None.

4. PRESENTATION BY CITY ATTORNEY of the following item(s) to be discussed in Closed Session:

   Assistant City Attorney Doran stated all items would be heard as listed.

   4.1 The reason for holding a closed session is for the purpose of conferring with and/or receiving advice from the City's legal counsel regarding the following pending litigation to which the City is a party:

   City of Palmdale v. Rodney Bruce, et al.
   Los Angeles County Superior Court Case No. MC 027 808

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

   Closed session is recommended because the City will assess the merits and weaknesses of these matters and consider the City's perspective. Based on existing facts and circumstances it is the opinion of the City Attorney that it would prejudice the position of the City to discuss this matter in public

   4.2 The reason for holding a closed session is for the purpose of conferring with and/or receiving advice from the City's legal counsel regarding the following pending litigation to which the City is a party:

   CA Smoke & Vape Association, Inc., et al. v. City of Palmdale
   United States District Court – Central District of California Case No. 2:20-cv-5039

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

Closed session is recommended because the City will assess the merits and weaknesses of these matters and consider the City's perspective. Based on existing facts and circumstances it is the opinion of the City Attorney that it would prejudice the position of the City to discuss this matter in public.

4.3 The reason for holding a closed session is for the purpose of:

PUBLIC EMPLOYEE APPOINTMENT
Title: Interim City Attorney

The City Council will discuss, and possibly appoint, an Interim City Attorney.

This Closed Session is being held pursuant to the authority of California Government Code Sections 54957(b).

5. CLOSED SESSION.

Closed Session was held from 6:05 p.m. - 7:10 p.m.

6. ANNOUNCEMENT BY CITY ATTORNEY of item(s) discussed in Closed Session.

All members of the City Council were present (either in person or telephonically) and were able to participate in all matters.

Item 4.1 City of Palmdale v. Rodney Bruce, et al. - The City Council was provided an update on this matter and provided unanimous direction to the City Attorney's Office. No further reportable action at this time.

Item 4.2 CA Smoke & Vape Association, Inc., et al. v. City of Palmdale - The City Council was provided an update on this matter and provided unanimous direction to the City Attorney's Office. No further reportable action at this time.

Item 4.3 CC – Public Employee Appointment – Interim City Attorney – In closed session, the City Council discussed, and approved, the appointment of Assistant City Attorney Doran as the Interim City Attorney, beginning on July 6, 2020 and ending upon the appointment of the new City Attorney or until future action of the City Council (4-1, Councilmember Carrillo voting no). No further reportable action at this time.

7. ADJOURN CLOSED SESSION MEETING.

Mayor Hofbauer adjourned the Closed Session meeting at 7:15 p.m.

8. CALL TO ORDER 7:00 P.M. CC/SA/IDA/PAA/PCA/PFA MEETINGS.

Mayor Hofbauer called the meeting to order at 7:16 p.m.

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

10. ROLL CALL: MAYOR / CHAIR HOFBAUER, MAYOR PRO TEM / VICE CHAIR /CHAIR PRO TEM LOA, COUNCILMEMBERS / DIRECTORS / MEMBERS BETTENCOURT, CARRILLO, AND BISHOP

PRESENT: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin

Bishop.

ABSENT: None.

All members of the City Council were present (either in person or telephonically) and were able to participate in all matters.

11. PRESENTATION:

11.1 Proclamation by Mayor and Council presented to the OUTreach Center proclaiming June 2020 as LGBTQ Pride Month in the City of Palmdale.

12. WAIVER OF FULL READING OF RESOLUTION(S) and ORDINANCE(S):

Motion: Waive full reading of the Resolution(s) and/or Ordinance(s) to be considered and voted on at this meeting.
Moved by Richard J. Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

13. PUBLIC COMMENTS RECEIVED ON CONSENT CALENDAR ITEM NOS. 14.1 THROUGH 14.5 AND NON-AGENDA ITEMS.

Mayor Hofbauer stated that there were 43 public comments received regarding an investigation into the death of Robert Fuller.

Mayor Pro Tem Loa pulled Item Nos. 14.3, 14.4, and 14.5 for discussion.

Motion: Approve the recommendations and findings on all items listed under this Consent Calendar except Item Nos. 14.3, 14.4, and 14.5.
Moved by Richard J. Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

14. CONSENT CALENDAR:

14.1 Approve the Side Letter of Agreement with Teamsters Local 911 to amend Section 2.01 Wages and Section 3.01 Health Insurance Programs, Agreement No. A-5873. (Staff Reference: Human Resources Manager Nevarez)

14.2 Adopt Resolution No. CC 2020-077, a Resolution of the City Council of the City of Palmdale authorizing application for, and receipt of, Local Early Action Planning Grant Program (LEAP) funds. (Staff Reference: Acting Director of Economic and Community Development Behen)

14.3 Adopt Resolution No. CC 2020-078, a Resolution of the City Council of the City of Palmdale, California, calling for the holding of a General Municipal Election to be held on Tuesday, November 3, 2020, for the election of certain officers as

required by the provisions of the City of Palmdale Charter. (Staff Reference: City Clerk Smith)

14.4 Adopt Resolution No. CC 2020-079, a Resolution of the City Council of the City of Palmdale, California, adopting regulations for candidates for elective office pertaining to candidates' statements submitted to the voters at the General Municipal Election to be held on Tuesday, November 3, 2020. (Staff Reference: City Clerk Smith)

14.5 Adopt Resolution No. CC 2020-080, a Resolution of the City Council of the City of Palmdale requesting the Board of Supervisors of the County of Los Angeles to order the consolidation of a General Municipal Election to be held on November 3, 2020 with the Statewide General Election to be held in the County of Los Angeles the same day; to authorize the Board of Supervisors of the County of Los Angeles to canvass the returns of said General Municipal Election; and to request that the Registrar-Recorder/County Clerk of said county be permitted to render full services to the City of Palmdale relating to the conduct of said General Municipal Election pursuant to California Elections Code Section 10403. (Staff Reference: City Clerk Smith)

Mayor Pro Tem Loa pulled Item Nos. 14.3, 14.4, and 14.5 for discussion.

There was discussion about vote centers and possibly doing a stand alone election to save costs.

Council asked questions and staff responded.

There was discussion among Council in regards to adopting the first two resolutions and then discussion on whether to adopt the consolidation resolution or do a stand alone election.

Motion: Adopt Resolution Nos. CC 2020-078 and CC 2020-079.
Moved by Juan Carrillo, seconded by Laura Bettencourt.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

Council spoke about postponing the election and moving to a June 30, 2020 Special Meeting to discuss. A motion was made by Mayor Pro Tem Loa and seconded by Mayor Hofbauer to postpone voting on this item and going to a June 30, 2020 Special Meeting.

There was a substitute motion by Councilmember Carrillo, seconded by Councilmember Bettencourt to approve Resolution No. CC 2020-080 as presented.

The substitute motion was heard first and voted on.

Vote: (3-2)
Yes: Laura Bettencourt, Juan Carrillo, Austin Bishop
No: Steven Hofbauer, Richard J. Loa

15. ALL AGENCIES (CC/SA/IDA/PAA/PCA/PFA) REMAIN OPEN, CALL HOUSING AUTHORITY MEETING TO ORDER AND TAKE ROLL CALL AT THIS TIME.

16. CALL TO ORDER THE HOUSING AUTHORITY MEETING.

Mayor/Chair Hofbauer called the Housing Authority meeting to order at this time.

17. ROLL CALL: CHAIR HOFBAUER, VICE CHAIR LOA, COMMISSIONERS BETTENCOURT, CARRILLO, BISHOP, BROWN, AND FRAGA-SAENZ

PRESENT: Steven Hofbauer, Austin Bishop, Laura Bettencourt, Juan Carrillo, Richard J. Loa, Bob Brown, and Christina Fraga-Saenz

18. (CONTINUED FROM THE JUNE 2, 2020 MEETING) JOINT PUBLIC HEARING OF THE CITY COUNCIL, SUCCESSOR AGENCY, INDUSTRIAL DEVELOPMENT AUTHORITY, PALMDALE AIRPORT AUTHORITY, PALMDALE CIVIC AUTHORITY, PALMDALE FINANCING AUTHORITY, AND HOUSING AUTHORITY:

18.1 JOINT RESOLUTION NO. CC 2020-070, SA 2020-008, PCA 2020-001, HA 2020-003, IDA 2020-001, PAA 2020-001, AND PFA 2020-001, A JOINT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE, THE SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF PALMDALE, THE PALMDALE CIVIC AUTHORITY, THE HOUSING AUTHORITY OF THE CITY OF PALMDALE, THE INDUSTRIAL DEVELOPMENT AUTHORITY, THE PALMDALE AIRPORT AUTHORITY OF THE CITY OF PALMDALE AND THE PALMDALE FINANCING AUTHORITY APPROVING AND ADOPTING THE CITY OF PALMDALE'S BUDGET FOR FISCAL YEAR 2020-21 AND APPROVING REVENUE AND EXPENDITURE ADJUSTMENTS TO FISCAL YEAR 2019-20. (Staff Reference: Finance Manager Kang)

Assistant City Manager Ricci presented the annual budget for adoption and read the title of Joint Resolution CC 2020-070, SA 2020-008, PCA 2020-001, IDA 2020-001, PAA 2020-001, AND PFA 2020-001 and provided a PowerPoint presentation.

Councilmember Carrillo spoke regarding allocating funds for security system in public spaces and in parks.

Assistant City Manager Ricci stated that if revenues don't start coming in we can expect to see cuts and costs reduced.

City Manager Murphy stated that SAVES, Legacy Commons, and test sites have been put in place already and that the Recovery plan is Phase two.

Councilmember Carrillo asked when the land use, code enforcement and software updates are taking place. Assistance City Manager Ricci stated that a Request for Proposal is going out to bid.

Councilmember Carrillo spoke about the budget and other disasters that have set back municipalities, and his belief that the city, our residents and the entire nation will make it through this. He also thanked staff in this regard.

Councilmember Bishop spoke regarding the shrinking tax base due to COVID-19 and the need to protect the future.

Mayor Pro Tem Loa asked what the $138,000 for capital improvements was for and Assistant City Manager Ricci responded.

Mayor Hofbauer spoke regarding capital improvement costs.

There was further discussion among Council regarding capital improvements. Mayor Hofbauer would like a no change order clause added to contracts.

Commissioners Fraga-Saenz and Brown thanked staff for their work on the budget.

Mayor/Chair Hofbauer opened the Public Hearing.

Testimony received: None.

A motion was made and carried to close the Public Hearing and it was so ordered.

Council thanked staff and City Manager Murphy for their work on the budget.

Motion: Adopt Joint Resolution No. CC 2020-070, SA 2020-008, PCA 2020-001, IDA 2020-001, PAA 2020-001, AND PFA 2020-001 approving and adopting the City of Palmdale's budget for fiscal year 2020-21 and approving revenue and expenditure adjustments to fiscal year 2019-20.
Moved by Juan Carrillo, seconded by Laura Bettencourt.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

Motion: Adopt Joint Resolution No. HA 2020-003.
Moved by Christina Fraga-Saenz, seconded by Bob Brown.

Vote: (7-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop, Bob Brown, and Christina Fraga-Saenz

19. ADJOURN HOUSING AUTHORITY MEETING.

Chair Hofbauer adjourned the Housing Authority at 8:07 p.m.

20. RETURN TO CITY COUNCIL MEETING.

Mayor Hofbauer returned to the City Council meeting at 8:08 p.m.

21. PUBLIC HEARING:

21.1 (THIS ITEM WILL BE CONTINUED TO THE JULY 14, 2020 CC MEETING) APPEAL 20-002: AN APPEAL OF THE PLANNING COMMISSION'S INTERPRETATION REGARDING ALLOWABLE USES WITHIN THE ANTELOPE VALLEY BUSINESS PARK SPECIFIC PLAN FOR THE DEVELOPMENT OF AN AUTOMOTIVE AUCTION USE LOCATED SOUTH OF AVENUE M AN WEST OF 10TH STREET WEST. (Staff Reference: Acting Director of Economic and Community Development Behen)

Motion: Continue this item to July 14, 2020.
Moved by Richard J. Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

22. NEW BUSINESS:

22.1 Approve First Amendment to the Employment Agreement with John J. Murphy, City Manager, Agreement No. A-6843. (Staff Reference: Human Resources Manager Nevarez)

Human Resources Manager Nevarez presented the staff report.

Public Comments: None.

Motion: Approve First Amendment to Agreement No. A-6843.
Moved by Richard J. Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

22.2 Adopt Resolution No. CC 2020-073, a Resolution of the City Council of the City of Palmdale authorizing and approving temporary Palmdale Municipal Code and/or operational conditions of approval modifications to provide temporary outdoor dining (Palmdale's "Al Fresco" Dining Program. (Staff Reference: Acting Director of Economic and Community Development Behen)

Deputy Director of Economic & Community Development Pletcher presented the staff report and PowerPoint presentation.

Deputy Director Pletcher read the title of Resolution No. CC 2020-073.

Motion: Adopt Resolution No. CC 2020-073.
Moved by Juan Carrillo, seconded by Richard J. Loa.

Vote: Motion carried (5-0)
Yes: Steven Hofbauer, Richard J. Loa, Laura Bettencourt, Juan Carrillo, Austin Bishop.

23. ADJOURNMENT.

Mayor Hofbauer adjourned the meeting at 8:25 p.m.

PASSED, APPROVED, and ADOPTED this 12th day of January 2021.

_____
Steven D. Hofbauer,
Mayor/Chair

ATTEST:

_____
Shanae S. Smith,
City Clerk/Agency Secretary
Authority Secretary

City Council Staff Report

DATE: **JANUARY 12, 2021**

TO: **HONORABLE MAYOR AND CITY COUNCIL**

FROM: **CITY ATTORNEY'S OFFICE**

DISTRICT: **ALL**

SUBJECT: **ADOPT ORDINANCE NO. 1557 ADDING CHAPTER 2.60 "ELECTRONIC SIGNATURES" TO THE PALMDALE MUNICIPAL CODE AUTHORIZING THE USE OF ELECTRONIC AND DIGITAL SIGNATURES BY THE CITY**

ISSUE

Ordinance No. 1557 adding Chapter 2.60 ("Electronic Signatures") to the Palmdale Municipal Code authorizing the use of electronic and digital signatures by the City.

RECOMMENDATION

Staff recommends that the City Council:

1. Receive public testimony regarding Proposed Ordinance No. 1557; and
2. Adopt Ordinance No. 1557.

BACKGROUND

For several years, the City has taken steps, and made a significant investment, towards improving and modernizing its business practices. Part of that effort is moving towards a "paperless" office. To help facilitate these efforts, the City should embrace the use of electronic and digital signatures on those documents that require signatures.

For years, state and federal law have authorized the use of electronic and digital signatures. California has approved the Uniform Electronic Transactions Act ("UETA"), which authorizes the use of electronic signatures and provides that such signatures have the same legal effect as traditional signatures. Electronic signatures were granted similar treatment on the federal level though the passage of the Electronic Signatures in Global and National Commerce Act. California also allows, pursuant to California Government Code §16.5, public entities to accept digital signatures so long as these signatures comply with certain regulations to ensure that the signature is unique and verifiable to the user.

The use of electronic and digital signatures has certain advantages, including, but not limited to, reduction in the cost and time associated with the transmission of records, reduction in the use of paper products, and reduction in the time associated with

processing records. Both the private and public sectors have realized these advantages and, as a result, the use of electronic and digital signatures on legally binding documents has become increasingly prevalent in recent years. The recent COVID-19 pandemic has not only increased the use of such signatures, but also underscored their importance.

DISCUSSION

Proposed Ordinance No. 1557 would specifically authorize the City to use electronic and digital signatures by adding Chapter 2.60 to the Palmdale Municipal Code. This Chapter would require that the use of such signatures be in compliance with state laws and regulations designed to ensure the veracity of the signature.

FISCAL IMPACT

Proposed Ordinance No. 1557 does not have any direct financial impact. However, there will be some costs associated with the acquisition of the required technology to use electronic and digital signatures. The City currently deploys software with this capability and the cost to purchase the module are approximately $10,000 annually for licenses. Electronic signature licenses would only be required for the execution of legally binding documents such as contracts and agreements and real estate transactions.

STRATEGIC PLAN

Goal II: Ensure long-term fiscal health of the City and maintain funding for services.

A. Manage resources, costs and liabilities to ensure the City's long-term fiscal health.

Prepared by:	Noel Doran, Assistant City Attorney
Certified as to availability of Funds:	Keith Kang, Finance Manager
Approved by:	J.J. Murphy, ICMA-CM, City Manager
Approved as to form:	Christopher Beck, City Attorney

ATTACHMENTS

Ordinance No. 1557

CITY OF PALMDALE
COUNTY OF LOS ANGELES, CALIFORNIA
ORDINANCE NO. 1557

AN ORDINANCE OF THE CITY OF PALMDALE ADDING CHAPTER 2.60 ("ELECTRONIC SIGNATURES") TO THE PALMDALE MUNICIPAL CODE AUTHORIZING THE USE OF ELECTRONIC AND DIGITAL SIGNATURES BY THE CITY

WHEREAS, the Uniform Electronic Transactions Act (UETA), codified in California Civil Code 1633.1 et seq., gives electronic signatures the same legal effect as traditional signatures; and

WHEREAS, California Government Code §16.5 authorizes public entities to accept and use "digital signatures" as long as those signatures comply with certain regulations to ensure that the signature is unique, and verifiable, to the user;

WHEREAS, use of electronic and digital signatures on legally binding documents have become increasingly prevalent in recent years in both the private and public sectors;

WHEREAS, the use of electronic and digital signatures have certain advantages, including, but not limited to, reduction in the cost and time associated with the transmission of records, reduction in the use of paper products, and reduction in the time associated with processing records; and

WHEREAS, the City Council desires the City to use electronic and digital signatures so long as those signatures comply with the law and best practices for their use.

NOW THEREFORE, The City Council of the City of Palmdale does ordain as follows:

SECTION 1. A new Chapter 2.60 is added to the Palmdale Municipal Code to read as follows:

2.60.010 Definitions. The following definitions apply to this Chapter:

A. "Approved list of certification authorities" means the list of certification authorities approved by the California Secretary of State to issue certification for digital signature transactions involving public entities in California.

B. "Certification authority" means a person or entity that issues certification for the digital signature transaction. "Digital signature" has the same meaning as in Government Code § 16.5 and means an electronic identifier, created by computer, intended by the party using it to have the same force and effect as the use of a manual signature.

C. "Digital signature" has the same meaning as in Government Code § 16.5.

D. "Electronic record" has the same meaning as in California Civil Code § 1633.2.

E. "Electronic signature" has the same meaning as in California Civil Code § 1633.2.

F. "Signer" means the person who signs a digitally signed communication with the use of an acceptable technology to uniquely link the message with the person sending it.

G. "Technology" means the computer hardware and/or software-based method or process used to create the digital signature.

H. "UETA" means the Uniform Electronic Transactions Act, commencing at California Civil Code § 1633.1.

2.60.020 Applicability and Purpose. In any written communication or transaction with the city where a signature is required, any party to the communication may use a digital signature, provided that it complies with the requirements of this article. This article is intended to enable the city to use digital signatures to the fullest extent allowed by law, and does not limit the city's ability to use electronic records, electronic signatures, or digital signatures in any way.

2.60.030 Requirements. In any transaction with the city for which the parties have elected to conduct the transaction by electronic means, the following provisions shall apply:

A. When a record is required to be in writing, an electronic record satisfies that requirement, if it is in accordance with the UETA.
B. When a signature is required, the parties may agree that either:
    1. An electronic signature satisfies that requirement, if it is in accordance with the UETA; or

2. A digital signature satisfies that requirement, if it is in accordance with Government Code § 16.5.

C. A digital signature shall include the following attributes:
    1. It is unique to the person using it.
    2. It is capable of verification.
    3. It is under the sole control of the signer.
    4. It is linked to data in such a manner that if the data changed, the digital signature is invalidated.
    5. It conforms to regulations adopted by the Secretary of State.

D. The certification authority issuing the certification for the digital signature transaction must appear on the "approved list of certification authorities" authorized by the California Secretary of State.

E. The technology used to create the digital signature shall meet the Secretary of State's acceptable technology requirements under Title 2, Division 7, Chapter 10, Section 22003 of the California Code of Regulations as the same may be modified and amended from time to time.

F. The city shall ensure that the level of security used to identify the signer of a document, and that the level of security used to transmit the signature, is sufficient for the transaction being conducted.

2.60.040 Policies. The city council, by resolution, may establish and from time to time amend such policies as the city council deems necessary or desirable to expand upon the provisions of this article, provided that such policies are consistent with the provisions of this Chapter.

2.60.050 Excluded Transactions. The authorization conferred under this article, shall not apply where the use of digital signatures or electronic signatures is prohibited by law or otherwise not governed by the UETA.

SECTION 2. CEQA. The Council finds that this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) for because this ordinance is not a “project” within the meaning of CEQA Guidelines Section 15378.

SECTION 3. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held invalid by a court of competent jurisdiction, such a decision shall not affect the validity of the remaining portions of this Ordinance. The City Council declares that it would have passed this Ordinance and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more sections, subsections, sentences, clauses, or phrases, be declared invalid.

SECTION 4. Effective Date. This ordinance shall be effective commencing thirty (30) days after its adoption.

PASSED, APPROVED and **ADOPTED** this _____ day of _____, _____.

_____
Approved as to form: Steven D. Hofbauer, Mayor

ATTEST:

_____ _____
Christopher L. Beck Shanae S. Smith, City Clerk
City Attorney

I, Shanae S. Smith, City Clerk of Palmdale, California, do hereby certify that the foregoing Ordinance was duly introduced, passed, approved, and adopted by the City Council of the City of Palmdale at a regular meeting of said Council held on the _____ day of _____, 20___ effective on the ____ day of _____, 20___ by the following roll call vote:

AYES: _____

NOES:_____

ABSTAIN:_____ABSENT:_____

Date: _____ _____
Shanae S. Smith, City Clerk

City Council Staff Report

DATE: **JANUARY 12, 2021**

TO: **HONORABLE MAYOR AND CITY COUNCIL**

FROM: **CITY MANAGER'S OFFICE**
HUMAN RESOURCES DIVISION

DISTRICT: **ALL**

SUBJECT: **APPROVE THE SECOND AMENDMENT TO THE EMPLOYMENT AGREEMENT WITH JOHN J. MURPHY, CITY MANAGER**

ISSUE

Approve the Second Amendment to the Employment Agreement with John J. Murphy, City Manager.

RECOMMENDATION

Staff recommends that the City Council Approve the Second Amendment to the Employment Agreement with John J. Murphy, City Manager.

BACKGROUND

At the June 2, 2020 City Council closed session meeting, Mr. Murphy offered to forgo his first merit increase due to the ongoing pandemic and its financial impact to the local economy.

On June 16, 2020, the City Council approved to extend the first salary increase from 2021 to 2022. The second proposed change to the agreement was to increase the tuition reimbursement per fiscal year from $5,000 to $15,000.

The City Manager's performance evaluation is conducted in January. It is at this time that terms of the Agreement may be considered.

DISCUSSION

In an effort to establish stability in the executive position as well as reward the City Manager for excellent performance, Mr. Murphy has requested the following amendments to his existing contract:

1. Extend the term of the contract one year from December 31, 2023 to December 31, 2024 and the second term from December 31, 2027 to December 31, 2028.
2. Add provision to require a supermajority to terminate (4 of 5) employment of the City Manager, pending City Council approval to amending the Palmdale Municipal Code Section 2.04.100 Removal.

3. Increase family health care reimbursement from $1,500 with no rollover to $3,500 with allowed rollover if not used.
4. Modify the current severance formula from 12 months in addition to 1 month for every year of service for a maximum of 18 months to 18-month severance regardless of years of service.
5. One-time Performance Pay provision in the amount of 5% or $15,250 and 80 hours of administrative leave for FY 2021.

FISCAL IMPACT

Sufficient funding is budgeted in the FY 2020-21 Annual Operating Budget for each of the requests.

STRATEGIC PLAN

Goal IV: Maintain a desirable community where everyone wants to live, work and play.

C. Invest in staff and other human resource strategies to attract and retain a highly qualified, diverse and creative workforce.

Prepared by:	Patricia Nevarez, H.R. Manager
Certified as to availability of Funds:	Keith Kang, Finance Manager
Approved by:	Marie Ricci, Assistant City Manager
Approved as to form:	Christopher Beck, City Attorney

ATTACHMENTS

1. Agreement No. A-6843

SECOND AMENDMENT TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF PALMDALE AND JOHN J. MURPHY, CITY MANAGER

Dated January 12, 2021

Pursuant to Section 19 D of the "Employment Agreement between the City of Palmdale and John J. Murphy, City Manager (A-6843)", (hereinafter the "Agreement"), the Agreement may only be changed in writing signed by the parties thereto.

In accordance with the above stated Section 19 D, the parties agree to the following changes, additions and or deletions:

1. Delete the Section 1C, "*The Employee will continue to perform his duties as Assistant City Manager from Effective Date of the Agreement until assuming the City Manager duties on December 30, 2019."*

2. Delete the Section 1D, "*Between the Effective Date of this Agreement and December 30, 2019, the Employee will devote time preparing for and transitioning to the position of City Manager, and in recognition of this work and commitment, the benefits provided in Section 3 & 14 shall apply from the Effective Date of this agreement."*

3. Add a new Section 2B, "*The City Council may remove the City Manager at any time, either with or without cause, by a supermajority vote of four of the five members of the City Council members. Pending City Council approval to the amendment, notice of termination shall be provided in accordance with Section 2.04.100 of the Palmdale Municipal Code."* All sections proceeding Section 2B shall be renumerated to reflect the insertion.

4. Amend Section 2F to read as follows, "*Extension of the Initial Term – Subject to Section 14 herein, this Agreement and Employee's employment with the City will be automatically extended to December 30, 2028, (without action by either Party), unless City gives Employee, or Employee gives City, written notice on or before June 30, 2024, that this Agreement and Employee's employment with the City is not to be extended. If this Agreement and Employee's employment terminates on December 30, 2024, or December 30, 2028, City shall not be obligated to pay Employee severance under Section 14 of this Agreement*."

5. Amend Section 6C to increase the Employee reimbursement for eligible medical, dental and vision expenses from $1,500 with no rollover to "*$3,500 with allowed rollover of unused funds.*"

6. Amend Section 14A to remove the term of “twelve” months and replace it with “eighteen” months. Delete the following language from this section, “In recognition of the Employee’s commitment and service to the City, one (1) additional month of salary would be added to the severance package for each year of service up to a maximum of eighteen (18) months of severance. The year of service will be calculated from December 30, 2019.”

7. Add Section 16D, *“For FY 2021, Council awards a 5% one-time performance bonus (not added to annual salary) and 80 hours of Administrative Leave.”*

8. All other terms and conditions remain in full force and effect.

This “Second Amendment to the Employment Agreement between the City of Palmdale and John J. Murphy, City Manager (A-6843)”, shall become effective on January 12, 2021.

In Witness Whereof, each of the parties has caused this “Second Amendment to the Employment Agreement between the City of Palmdale and John J. Murphy, City Manager (A-6843)”, to be duly executed as set forth below.

ATTEST:

_____
Shanae Smith

City Clerk

CITY OF PALMDALE:

_____
Steven D. Hofbauer
Mayor

APPROVED AS TO FORM:

_____
Christopher Beck
City Attorney

EMPLOYEE

_____
John J. Murphy, ICMA-CM
City Manager

CITY OF PALMDALE
OFFICE OF THE CITY COUNCIL

M E M O R A N D U M

TO: City Clerk

FROM: Laura Bettencourt, Mayor Pro Tem

SUBJECT: Monthly Informational Report – Events and Meetings

DATE: January 7, 2021

During the period December 15, 2020 through January 7, 2021, I attended the following meetings and events:

December 15: Palmdale City Council Meeting

December 16: City of Palmdale Virtual Holiday Event for City Employees

December 16: California State Prison – Citizen's Advisory Committee (CAC) Meeting

December 22: Palmdale City Council Meeting (Continued from Dec. 15th)

January 6: Spanish Radio Show

CITY OF PALMDALE
OFFICE OF THE CITY COUNCIL

M E M O R A N D U M

TO: City Clerk

FROM: Austin Bishop, Councilmember

SUBJECT: Monthly Informational Report – Events and Meetings

DATE: January 7, 2021

During the period December 15, 2020 through January 7, 2021, I attended the following meetings and events:

December 15: AVAQMD Meeting – The Board discussed and voted on various items at the meeting including: Adoption of resolution approving inter-district and inter-basin transfer of offsets for Northrop Grumman; Award of $290,000 in Carl Moyer Program funds to Gene Wheeler Farms for the replacement of older diesel farm equipment with newer, cleaner technology; Award of $25,000 in Carl Moyer Program funds to Tenerelli Orchards for the replacement of an older diesel tractor with new, cleaner technology; and Award of $400,000 to Antelope Valley Fair Association for an Electric Vehicle Charging Station Project.

December 15: Palmdale City Council Meeting

December 16: City of Palmdale Virtual Holiday Event for City Employees

December 19: SALVA Food Distribution

December 22: Palmdale City Council Meeting (Continued from Dec. 15th)

December 26: SALVA Food Distribution

CITY OF PALMDALE
OFFICE OF THE CITY COUNCIL

M E M O R A N D U M

TO: City Clerk

FROM: Juan Carrillo, Councilmember

SUBJECT: Monthly Informational Report – Events and Meetings

DATE: January 7, 2021

During the period December 15, 2020 through January 7, 2021, I attended the following meetings and events:

December 15: Palmdale City Council Meeting

December 17: LA County Townhall re: COVID Vaccine

December 17: AV Partners COVID Meeting

December 18: LA County Health Department's COVID Update with Elected Officials

December 18: SALVA Food Distribution

December 22: Palmdale City Council Meeting (Continued from Dec. 15th)

December 23: LA County Health Department's COVID Update with Elected Officials

December 26: SALVA Food Distribution

January 2: SALVA Food Distribution

January 7: SCAG Community, Economic and Human Development (CEHD) Meeting

January 7: SCAG Regional Council