



P A L M D A L E

a place to call home

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

WELCOME

The Council Chamber is open for in-person public comment and seating. The Mayor and/or one or more members of the City Council may participate virtually in this meeting.

How to observe the meeting virtually:

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

How to Submit Public Comments:

VERBAL PUBLIC COMMENT DURING THE MEETING – ZOOM Number: US: +1 669
444 9171 Webinar ID: 897 1683 3169 Passcode: 245730

Webinar attendee link [https://us06web.zoom.us/j/89716833169?
pwd=OFRTMENQcmMvWFJ5UENva2l0YWNCdz09](https://us06web.zoom.us/j/89716833169?pwd=OFRTMENQcmMvWFJ5UENva2l0YWNCdz09).

Verbal comments must be limited to three (3) minutes. Public comments submitted will become part of the official meeting record.

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

times.

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

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

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

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

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

5:00 P.M.

1. CALL TO ORDER

2. ROLL CALL

MAYOR HOFBAUER, MAYOR PRO TEM LOA,
COUNCILMEMBERS CARRILLO, BISHOP, BETTENCOURT

3. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

The public is invited to comment on any closed session item listed below. Please submit a Speaker's Form to the City Clerk **BEFORE** this portion of the meeting begins. Each person addressing the Council is customarily given up to three minutes to speak (with double the time allotted to non-English speakers using a translator). The amount of time authorized may be adjusted by the chair. If you wish to provide information to the Council, please present the City Clerk with 7 copies. Otherwise, your materials will simply be added to the administrative record. If you are attending the meeting by phone, please press *9 to "raise your hand." If attending by personal computer, please click the "raise your hand" button. Press *6 to un-mute yourself, state your name and begin speaking.

4. PRESENTATION BY CITY ATTORNEY

4.1 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

Government Code Section 54956.9(d)(1)

Name of case: John J. Murphy v. City of Palmdale

Los Angeles County Superior Court Case Number: 22STCV22544

Related City Claim Number: 2022-007

4.2 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Shanae Smith, Patricia Nevarez and Michael "Mike" Behen vs. City of Palmdale, et al.

Los Angeles County Superior Court

Case No. 22STCV18219

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

4.3 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

Ricci v. City of Palmdale, et al.

Los Angeles County Superior Court

Case No. 22STCV01269

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

5. ANNOUNCEMENT BY CITY ATTORNEY

6. ADJOURN CLOSED SESSION MEETING

7:00 P.M.

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

8. ROLL CALL

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

9. PRESENTATIONS

- 9.1 Presentation of a cute critter available for adoption at the Palmdale Animal Care Center.

10. **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.

11. **PUBLIC COMMENTS ON LISTED AGENDA ITEMS (EXCLUDING PUBLIC HEARINGS)**

You may address the Council once per meeting during Public Comments. This portion of the public comment is on any item listed on the agenda, excluding public hearings (if any). Public comment on public hearing items (if any) will be heard when that matter is considered. To address the Council regarding an item on the agenda, please fill out a Speaker's Form and submit it to the City Clerk **BEFORE** the Mayor announces the item. Each person addressing the Council is customarily given up to three minutes to speak (with double the time allotted to non-English speakers using a translator). The amount of time authorized may be adjusted by the chair. If you wish to provide information to the Council, please present the City Clerk with 7 copies. Otherwise, your materials will simply be added to the administrative record. If you are attending the meeting by phone, please press *9 to "raise your hand." If attending by personal computer, please click the "raise your hand" button. Press *6 to un-mute yourself, state your name and begin speaking.

12. **HOUSING AUTHORITY CONSENT CALENDAR**

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

- 12.1 Approve and accept the Housing Authority of the City of Palmdale's 2021-2022 Annual Report prepared pursuant to California Health & Safety Code §34176.1 and direct staff to post the report on the City's website. (Staff Reference Interim Assistant City Manager Miller - Prepared by Housing Manager Reyes)

[01a HA SR - HAF 2021-2022 Report.docx](#)

[01b HA Annual Report 2021-22.pdf](#)

- 12.2 Approve the minutes from the previous meetings. (Staff Reference: Acting City Clerk Scott)

HA - August 3, 2022

HA - September 7, 2022

[HA Minutes 08_03_2022.pdf](#)

[HA Minutes 09_07_2022.pdf](#)

13. **ADJOURN HOUSING AUTHORITY MEETING**

14. **CONSENT CALENDAR**

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

- 14.1 Receive and file the Monthly Investment Reports for October 2022. (Staff Reference: Director of Finance Samson)

[1. Staff_Report_-_Investment_Report_Oct_2022.docx](#)
[Oct 2022 Investment Reports COP & SA.pdf](#)

- 14.2 Receive and file the Special Tax Annual Report for CFD 2003-1 (Anaverde), CFD 05-1 (Trade and Commerce), and CFD 16-1 (Joshua Ranch Water Supply and Maintenance Services) in accordance with Senate Bill 165, section 53411 of the California Government Code. (Staff Reference: Director of Finance Samson)

[StfRpt_-_Special_Tax_Annual_Report_CFD_2003-1_CFD_05-1_CFD_16-1.docx](#)
[SB 165_2022.pdf](#)

- 14.3 Adopt Resolution No. CC 2022-121, a Resolution of the City Council of the City of Palmdale Making Legally Required Findings for Extending Remote Teleconference Participation for Meetings of the City Council and its Related and/or Subordinate Legislative Bodies. (Staff Reference: Interim City Attorney Porter)

[SR_-_RESO_Authorizing_Remote_Meetings_120722.docx](#)
[RESO_-121Continuing_Remote_Meeting_authorization_-_For_Dec_7_2022.docx](#)

- 14.4 Approve Supplemental Agreement No. 1 with Manhole Adjusting, Inc., for PN 866, Sewer Manhole Adjustments and Rehabilitation Project, in the amount of \$53,550 and determine this action is categorically exempt under the California Environmental Quality Act (CEQA). (Staff Reference: Director of Public Works Glidden)

[_Staff_Report-_PN_866_lg_comments.docx](#)
[2. Supplemental Agreement PN 866.xlsx](#)
[3. Supplemental Agreement PN 866 Exhibit A.docx](#)

- 14.5 Approve the minutes from the previous meetings. (Staff Reference: Acting City Clerk Scott)

CC - October 19, 2022

CC - October 24, 2022

CC/SA - November 2, 2022

[CC Minutes 10 19 2022.pdf](#)

[CC Minutes 10 24 2022.pdf](#)

[CC-SA Minutes 11 02 2022.pdf](#)

15. PUBLIC HEARINGS

- 15.1 Adopt Resolution No. CC-2022-117, a Resolution of the City Council of the City of Palmdale approving Gun Dealer Permit 22-12 for United Tactical LLC located at 190 Sierra Court, Suite B216 for adoption. (Staff Reference: Economic and Community Development Director Garibay - Presented by Business License Coordinator Andrews)

[Staff Report Gun Dealer Permit 22-12 FINAL.docx](#)

[Resolution CC 2022-117 - FINAL .doc](#)

[PowerPoint United Tactical LLC 12-7-2022.pptx](#)

- 15.2 Introduce and Adopt Urgency Ordinance No. U-1602, an Urgency Ordinance of the City Council of the City of Palmdale amending in its entirety Sections 3.14.010 and 3.14.020 of the Palmdale Municipal Code regarding the signature authority for signing of checks and warrants. (Staff reference: Director of Finance Samson)

[StfRpt_-_Urgency_Ordinance_A-1602_Check_Signers.docx](#)

[Urgency Ordinance U-1602.docx](#)

16. PUBLIC COMMENTS ON NON-AGENDA ITEMS

This portion of the Agenda allows an individual the opportunity to address the Council on any subject within the City's subject matter jurisdiction not on the Agenda. Under state legislation, in general, no action can be taken on items not specifically referenced on the Agenda, but may offer suggestions on how your concerns may best be resolved. To address the Council regarding a non-agenda item, please fill out a Speaker's Form and submit it to the City Clerk **BEFORE** the Mayor announces the item. Each person addressing the Council is customarily given up to three minutes to speak (with double the time allotted to non-English speakers using a translator). The amount of time authorized may be adjusted by the chair. If you wish to provide information to the Council, please present the City Clerk with 7 copies. Otherwise, your materials will simply be added to the administrative record. If you are attending the meeting by phone, please press *9 to "raise your hand." If attending by personal computer, please click the "raise your hand" button. Press *6 to un-mute yourself, state your name and begin speaking.

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

17.1 COMMITTEE MEMBERSHIPS.

- ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT
- ANTELOPE VALLEY TRANSIT AUTHORITY
- CALIFORNIA CONTRACT CITIES ASSOCIATION

- CITY OF PALMDALE AUDIT COMMITTEE
- CITY OF PALMDALE INVESTMENT OVERSIGHT COMMITTEE
- HIGH DESERT CORRIDOR JOINT POWERS AUTHORITY
- LEAGUE OF CALIFORNIA CITIES
- LOS ANGELES COUNTY SANITATION DISTRICT
- NORTH LOS ANGELES COUNTY TRANSPORTATION COALITION
- PALMDALE RECYCLED WATER AUTHORITY
- SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS REGIONAL COUNCIL
- UNITED STATES/MEXICO SISTER CITIES ASSOCIATION
- CALIFORNIA STATE PRISON – LOS ANGELES COUNTY, CITIZENS ADVISORY COMMITTEE

17.2 MEETINGS ATTENDED AT PUBLIC EXPENSE

[Bettencourt Informational Report 120722.docx](#)

18. CITY COUNCIL REQUESTS FOR NEW AGENDA ITEMS

19. CITY MANAGER'S REPORT

20. Adjourn meeting to December 21, 2022 at 7:00 p.m. in the City Hall Council Chamber located at 38300 Sierra Highway, Suite B, Palmdale, California.



Housing Authority Staff Report

DATE: DECEMBER 7, 2022
TO: HONORABLE CHAIR AND COMMISSIONERS
FROM: NEIGHBORHOOD SERVICES
HOUSING DIVISION
DISTRICT: ALL
SUBJECT: APPROVE AND ACCEPT THE HOUSING AUTHORITY OF THE CITY OF PALMDALE'S 2021-2022 ANNUAL REPORT PURSUANT TO CALIFORNIA HEALTH & SAFETY CODE §34176.1 AND DIRECT STAFF TO POST THE INFORMATION ON THE CITY'S WEBSITE

ISSUE

Approve and accept the Housing Authority of the City of Palmdale's 2021-2022 Annual Report prepared pursuant to California Health & Safety Code §34176.1 and direct staff to post the report on the City's website.

RECOMMENDATION

Staff recommends that the Housing Authority:

1. Approve and accept the Housing Authority of the City of Palmdale's 2021-2022 Annual Report prepared pursuant to California Health & Safety Code §34176.1; and
2. Direct staff to post the information on the City's website.

BACKGROUND

The former Redevelopment Agency of the City of Palmdale was dissolved on February 1, 2012. Pursuant to the Dissolution Act, the City Council of the City of Palmdale adopted Resolution No. CC 2012-003 on January 4, 2012 designating the Housing Authority of the City of Palmdale as the entity responsible for performing the housing functions previously performed by the former Redevelopment Agency and the Commissioners of the Housing Authority adopted Resolution No. HA 2012-001, accepting the designation as the entity that will perform those housing functions.

Senate Bill 341, effective January 2014, and Assembly Bill 1793, effective January 2015, amended California Health and Safety Code §34176 and required specified housing

financial and activity information be provided to the Housing Successors legislative body and posted on its internet website for the previous fiscal year.

DISCUSSION

Staff has prepared the 2021-2022 Housing Asset Fund Annual Report and provides it herewith for the Housing Authority Board's review and consideration.

FISCAL IMPACT

There is no fiscal impact to the City for this item.

STRATEGIC PLAN

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

C. Involve and expand engagement to enhance public oversight and transparency.

Prepared by:	Sophia Reyes, Housing Manager
Certified as to availability of Funds:	Janelle Samson, Director of Finance
Approved by:	Ronda Perez, Interim Executive Director
Approved as to form:	Scott E. Porter, Interim Authority Attorney

ATTACHMENTS

1. Housing Authority of the City of Palmdale 2021-2022 Annual Report Pursuant to Health & Safety Code Section §34176.1

Housing Authority of the City of Palmdale



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

Annual Report

Pursuant to Health & Safety Code Section 34176.1

For the Fiscal Year Ended June 30, 2022

Introduction

California Health & Safety Code §34176.1* requires that each housing successor present to its legislative body and post on its Internet website an annual report that contains the following items for the previous fiscal year:

- The amount deposited to the Low and Moderate Income Housing Asset Fund distinguishing items listed on the Recognized Obligation Payment Schedule from other accounts.
- A statement of the balance in the fund as of the close of the fiscal year, distinguishing any amounts held for items listed on the Recognized Obligation Payment Schedule from other amounts.
- A description of expenditures from the fund by category, including but not limited to, expenditures for:
 - monitoring and preserving the long-term affordability of units subject to affordability restrictions or covenants entered into by the redevelopment agency or the housing successor and administering activities funded with the Low and Moderate Income Housing Asset Fund
 - homeless prevention and rapid rehousing services
 - development of affordable housing.
- The statutory value of real property owned by the housing successor, the value of loans and grants receivable, and the sum of these two amounts.
- A description of any transfers made to a contiguous jurisdiction for the purpose of developing transit priority projects, permanent supportive housing, housing for agricultural employees or special needs housing in the previous fiscal year and, if still unencumbered, in earlier fiscal years and a description of and status update of any project for which transferred funds have been or will be expended if that project has not yet been placed in service.
- A description of any project for which the housing successor receives or holds property tax revenue pursuant to the Recognized Obligation Payment Schedule and the status of that project.
- For interests in real property acquired by the former redevelopment agency prior to February 1, 2012, a status update on compliance with Section 33334.16, as amended by Section 34176.1(e). For interests in real property acquired on or after February 1, 2012, a status update on the project.
- A description of any outstanding obligations pursuant to Section 33413 that remained to transfer to the housing successor on February 1, 2012, of the housing successor's progress in meeting those obligations, and of the housing successors plans to meet unmet obligations.
- The housing successor shall include in the report posted on its Internet website the implementation plans of the former redevelopment agency.
- If the housing successor fails to comply with the extremely low income requirement in any five year report, demonstrate progress to comply in the annual report.
- The percentage of units of deed restricted rental housing restricted to seniors and assisted individually or jointly by the housing successor, its former redevelopment agency, and its host jurisdiction within the previous 10 years in relation to the aggregate number of units

of deed restricted rental housing assisted individually or jointly by the housing successor, its former redevelopment agency, and its host jurisdiction within the same time period.

- The amount of excess surplus, as defined in Section 34176(d), the amount of time that the housing successor has had excess surplus, and the housing successor's plan for eliminating the excess surplus.
- An inventory of homeownership units assisted by the former redevelopment agency or the housing successor that are subject to covenants or restrictions or to an adopted program that protects the former redevelopment agency's investment of moneys from the Low and Moderate Income Housing Fund pursuant to subdivision (f) of Section 33334.3. This inventory shall include all of the following information:
 - (A) The number of those units.
 - (B) In the first report pursuant to this subdivision, the number of units lost to the portfolio after February 1, 2012, and the reason or reasons for those losses. For all subsequent reports, the number of the units lost to the portfolio in the last fiscal year and the reason for those losses.
 - (C) Any funds returned to the housing successor as part of an adopted program that protects the former redevelopment agency's investment of moneys from the Low and Moderate Income Housing Fund.
 - (D) Whether the housing successor has contracted with any outside entity for the management of the units and, if so, the identity of the entity.

* *All references are to the Health & Safety Code unless otherwise stated*

The following information is presented in accordance with the requirements of Section 34176.1(f):

(1) The amount deposited to the Low and Moderate Income Housing Asset Fund.

The amount deposited to the Low and Moderate Income Housing Asset Fund includes deposits for items on the Recognized Obligations Payment Schedule and funds generated from the housing successor's assets, including revenues and loan payments. A summary of funds deposited is below:

Description	Amount
Deposits for items on the ROPS	\$250,000
Loan payments	\$2,024,514
All other deposits	<u>\$202,115</u>
Total	<u>\$2,476,629</u>

(2) A statement of the balance in the fund as of the close of the fiscal year.

The balance of the Low and Moderate Income Housing Asset funds is \$13,571,408.

(3) A description of expenditures from the fund by category:

Description	Amount
Expenditures for ROPS items	\$1,226,727
Monitoring and preserving the long-term affordability of units & administration of Low and Moderate Income Housing Asset Fund activities	479,084
Homeless prevention and rapid rehousing services.	42,396
Development* expenditures	<u>821,285</u>
Total	<u>\$2,569,492</u>

*Section 34176.1(a)(3)(D) defines "Development" as "new construction, acquisition and rehabilitation, substantial rehabilitation as defined in Section 33413, the acquisition of long-term affordability covenants on multifamily units as described in Section 33413, or the preservation of an assisted housing development that is eligible for prepayment or termination or for which within the expiration of rental restrictions is scheduled to occur within five years as those terms are defined in Section 65863.10 of the Government Code."

(4) The statutory value of real property owned by the housing successor, the value of loans and grants receivable, and the sum of these two amounts.

Description	Statutory Value
Real Property	\$11,050,911
Loans and Grants Receivable	<u>\$24,486,206</u>
Total	<u>\$35,537,117</u>

(5) A description of any transfers made to a contiguous jurisdiction for the purpose of developing transit priority projects, permanent supportive housing, housing for agricultural employees or special needs housing in the previous fiscal year.

None.

(6) A description of any project for which the housing successor receives or holds property tax revenue pursuant to the Recognized Obligation Payment Schedule and the status of that project.

The housing successor is holding \$2,979,525 of property tax revenue in an escrow account at US Bank for the Transit Village Townhome Project for Mortgage Assistance Program loans for eligible participants, impact fees, and construction funds. Additional property tax revenue in the Low and Moderate Income Housing Asset Fund is encumbered to satisfy the obligation under a Standard Agreement with the California Department of Housing and Community Development to develop 46 affordable townhomes. Construction of the infrastructure for 122 units has been completed. A parcel map for the project area has been completed and recorded.

(7) For interests in real property acquired by the former redevelopment agency prior to February 1, 2012, a status update on compliance with Section 33334.16, as amended by Section 34176.1. For interests in real property acquired on or after February 1, 2012, a status update on the project.

Acquired before February 1, 2012

<u>Parcel</u>	<u>Date Acquired/DOF</u>	<u>Status</u>
	<u>Approved</u>	
3006-008-906/907/908 293-191120	07/22/2005 10/5/2012	Agreement A-1977 for development of 122 units of owner occupied townhomes
503 East Avenue Q-3 3008-010-020 (906) (293-191160)	07/19/2007 10/5/2012	Held for resale.
3008-010-015(904) (293-191230)	10/15/2004 10/5/2012	Vacant land held for development

Acquired after February 1, 2012

<u>Parcel</u>	<u>Date Acquired</u>	<u>Status</u>
38553 4 th St East (3008-016-902)	10/02/2013	Held for resale.
38627 32 nd Street East (3021-005-900)	08/16/2013	Held for resale
1129 East Avenue R4	04/23/2015	Rehabilitated and held for resale
3008-010-021(907) (293-191243)	04/26/2013	Vacant and held for resale/development
38301 11 th Street East	09/03/2015	Rehabilitation
38272 11 th Street East	09/03/2015	Rehabilitation
38204 11 th Street East	09/03/2015	Rehabilitation
38045 & 38055 10 th Street East	09/03/2015	Rehabilitation
513 East Avenue Q4	11/05/2018	Held for resale
38107 10 th Street East	04/06/2021	Held for resale

(8) A description of any outstanding replacement or production housing obligations pursuant to Section 33413 that remained to transfer to the housing successor on February 1, 2012, of the housing successor's progress in meeting those obligations, and of the housing successors plans to meet unmet obligations.

No outstanding or unmet obligations.

The housing successor shall include in the report posted on its Internet website the implementation plans of the former redevelopment agency.

The most current implementation plan is posted at <http://www.cityofpalmdale.org/Your-City-Hall/Federal-and-State-Grants>.

(9) If the housing successor fails to comply with the extremely low income requirement in any five year report, demonstrate progress to comply in the annual report.

N/A

(10) The percentage of units of deed restricted rental housing restricted to seniors and assisted individually or jointly by the housing successor, its former redevelopment agency, and its host jurisdiction within the previous 10 years in relation to the aggregate number of units of deed restricted rental housing assisted individually or jointly by the housing successor, its former redevelopment agency, and its host jurisdiction within the same time period.

Project	Date completed	Units	Senior or Family
Wright Bros Ct	12/2013	156	Family
Valdez 1012 Q5	7/11/2014	1	Family
Palmdale Dream Center	02/12/2015	11	Transitional/Family
La Quinta Apts	09/03/2015	100	Family
Summerwood Apts	09/03/2015	54	Family
Park Vista Apts	09/03/2015	28	Family
Impressions Apts	09/03/2015	109	Senior
ACT Duplex 513 Q2	07/10/2013	2	Family
Estes 509 Q6	12/10/2015	4	Family
Estes 515 Q6	12/10/2015	4	Family
Courson Arts Colony East	12/14/2016	81	Family
Courson Arts Colony West	05/08/2017	80	Family
38709 Larkin	02/28/2019	4	Family
507 Q4	05/11/2021	4	Family
Total		638	
Senior		109	17% Senior

(11) The amount of excess surplus, the amount of time that the successor agency has had excess surplus, and the housing successor's plan for eliminating the excess surplus. Section 34176.1(d) defines excess surplus as an unencumbered amount in the account that exceeds the greater of one million dollars or the aggregate amount deposited into the account during the housing successor's preceding four fiscal years, whichever is greater.

Computation of Low and Moderate Income Housing Asset Funds Excess Surplus

	Low & Moderate Income Housing Asset Funds July 1, 2021
Cash Balance	\$16,253.434
Less Encumbrances	<u>(\$14,126,831)</u>
Unencumbered Amount	\$2,126,603

Limitation = greater of \$1,000,000 or housing successor's preceding four fiscal years' deposits (§34176.1(d))

Deposits in housing successor's last four fiscal years:

Fiscal year 2020-2021	\$1,979,776
Fiscal year 2019-2020	\$2,280,022
Fiscal year 2018-2019	\$2,186,951
Fiscal year 2017-2018	\$3,670,019

Total housing successor's four fiscal years deposits	<u><u>\$10,116,768</u></u>
--	----------------------------

Base Limitation	<u><u>\$ 1,000,000</u></u>
-----------------	----------------------------

Limitation - Greater Amount	<u><u>\$10,116,768</u></u>
------------------------------------	----------------------------

Computed Excess Surplus [Unencumbered Amount exceeding the Limitation]	<u><u>NONE</u></u>
--	--------------------

(12) An inventory of homeownership units assisted by the former redevelopment agency or the housing successor that are subject to covenants or restrictions or to an adopted program that protects the former redevelopment agency's investment of moneys from the Low and Moderate Income Housing Fund pursuant to subdivision (f) of Section 33334.3. This inventory shall include all of the following information:

(A) The number of those units.

(B) In the first report pursuant to this subdivision, the number of units lost to the portfolio after February 1, 2012, and the reason or reasons for those losses. For all subsequent reports, the number of the units lost to the portfolio in the last fiscal year and the reason for those losses.

(C) Any funds returned to the housing successor as part of an adopted program that protects the former redevelopment agency's investment of moneys from the Low and Moderate Income Housing Fund.

(D) Whether the housing successor has contracted with any outside entity for the management of the units and, if so, the identity of the entity.

Number of homeownership units assisted by the former redevelopment agency or the housing successor and subject to covenants or restrictions at 6/30/2022: 139

Number of units lost to portfolio July 1, 2021 through June 30, 2021: 12

Reasons for Losses:

Loans paid: 8

Loans lost to foreclosure or value of property less than loan: 4

Funds received by the Housing Authority:

July 1, 2021 - June 30, 2022: \$287,484.03

The Housing Authority of the City of Palmdale has not contracted with an outside entity for the management of the units.

**MINUTES
CITY COUNCIL/SA/HA
CITY HALL COUNCIL CHAMBER
38300 SIERRA HIGHWAY, SUITE B
PALMDALE, CALIFORNIA
AUGUST 3, 2022**

www.cityofpalmdale.org

5:00 P.M.

1) MAYOR TO CALL MEETINGS TO ORDER

Mayor Hofbauer called the meeting to order at 5:01 p.m.

2) ROLL CALL

MAYOR HOFBAUER, MAYOR PRO TEM LOA,
COUNCILMEMBERS CARRILLO, BISHOP, BETTENCOURT

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

ABSENT: None.

3) PUBLIC COMMENTS ON CLOSED SESSION ITEMS

None.

4) PRESENTATION BY CITY ATTORNEY

Acting City Attorney Porter confirmed all items would be heard as listed.

4.1) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Shanae Smith, Patricia Nevarez and Michael "Mike" Behen vs. City of Palmdale, et al.

Los Angeles County Superior Court Case No. 22STCV18219

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

4.2) CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

Ricci v. City of Palmdale, et al.

Los Angeles County Superior Court Case No. 22STCV01269

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

4.3) CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

Government Code Section 54956.9(d)(1).

Name of case: John J. Murphy v. City of Palmdale;

Los Angeles County Superior Court Case Number: 22STCV22544

Related City Claim Number: 2022-007

44) CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property Address: 38820 3rd Street East and vacant land (APN 3006-008-06,14,15)

Negotiators for the City: Mike Miller, Director Neighborhood Services and Sophia Reyes, Housing Manager

Negotiator for Property Owner: The Rickey Thomas SEBO 2021 Trust Under Negotiation: Price and terms of payment

45) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Leona Valley Town Council vs. City of Palmdale, et al.

Los Angeles County Superior Court Case No. 22STCP01932

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

46) CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

In Re National Prescription Opiate Litigation

United States District Court - Northern District of Ohio, Eastern Division

Case No. 17-MD-2804

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

Mayor Hofbauer announced items 13.4 and 14.1 would be continued.

5) ANNOUNCEMENT BY CITY ATTORNEY

6) ADJOURN CLOSED SESSION MEETING

Mayor Hofbauer adjourned the Closed Session meeting at 7:01 p.m.

7:00 P.M.

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

8) PRESENTATIONS

8.1) Mayor Hofbauer presented a cute critter available for adoption at the Palmdale Animal Care Center.

8.2) Mayor Hofbauer presented a Commendation to outgoing Planning Commissioners Bart Avery.

8.3) Pueblo Y Salud and Sharon O'Hara DrPH provided a PowerPoint presentation to Council regarding Investigating the Relationship between Alcohol Outlet Density and Crime Rates in Palmdale, CA 2019-2020.

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

Motion: Move to 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 Laura Bettencourt.

Vote: Motion carried (5-0)

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

10) PUBLIC COMMENTS ON LISTED AGENDA ITEMS (EXCLUDING PUBLIC HEARINGS)

The following individuals provided public input:

Jason Zink commented regarding the AV Edge contract.

Marsha Furman expressed concerns regarding the enforcement of Item 14.2 masks mandates.

11) CONSENT CALENDAR

111) Receive and file the Monthly and Quarterly Investment Activity Reports for June 2022.(Staff Reference: Director of Finance Samson)

112) Approve First Amendment to Agreement with Eide Bailly to provide Audit Services for an additional amount of \$75,000, and not to exceed amount of \$398,792 for a 1 year term through June 30, 2023. (Staff Reference: Director of Finance Samson)

113) Approve Second Amendment to professional services Agreement with Lance, Soll, & Lunghard, LLP for an additional amount of \$27,400, not to exceed amount of \$237,400 for a four (4) year term through March 30, 2026. (Staff Reference: Director of Finance Samson)

114) Adopt Resolution No. CC 2022-085, a Resolution of the City Council of the City of Palmdale, authorizing the submission of the application for the 2022 Local Edward Byrne Memorial Justice Grant (JAG) Program to receive a Grant allocation of \$50,943. (Staff Reference: Director Neighborhood Services Miller - Presented by Housing Coordinator Nichols)

115) Approve Memorandum of Understanding Between the City of Palmdale and Antelope Valley Economic Development and Growth Enterprise (AV EDGE) (Staff Reference: Director of Economic and Community Development Garibay - Presented by Sr. Economic Development Managing Analyst Schuler)

116) Award IFB 22-005-3400 Backflow Prevention Device Testing, Repair & Replacement and approve agreement with Greene Backflow in an amount not to exceed \$240,000 over the contract term. (Staff Reference: Director of Public Works Heffernan)

117) Award IFB 22-004-3400 As Needed Professional Painting Services and approve agreement with US National Corp dba Jimenez Painting Company in an amount not to exceed \$400,000 over the contract term. (Staff Reference: Director of Public Works Heffernan)

Councilmember Bishop pulled this item, recused himself, and stepped away from the dais.

Motion: Award IFB 22-004-3400 As Needed Professional Painting Services and approve agreement with US National Corp dba Jimenez Painting Company in an amount not to exceed \$400,000 over the contract term.

Moved by Juan Carrillo, seconded by Laura Bettencourt.

Vote: Motion carried (4-0)

Yes: Richard J Loa, Juan Carrillo, Laura Bettencourt, Steven Hofbauer.

- 11.8) Notice of Completion - Accept completed project with Nu Line Technologies, LLC., for PN 751-B, Sanitary Sewer Pipeline Trenchless Rehabilitation Project, at various locations throughout the City. (Staff Reference: Director of Public Works Heffernan - Presented by Deputy Director of Public Works Glidden)
- 11.9) Notice of Completion - Accept completed project with Interior Demolition Inc., for PN 832, Avenue R Abatement and Demolition of 2 Commercial Buildings. (Staff Reference: Director of Public Works Heffernan - Presented by Deputy Director of Public Works Glidden)
- 11.10) Award construction agreement with Manhole Adjusting Inc., for PN 866, Sewer Manhole Adjustments and Rehabilitation Project, in the amount \$340,000 for a term of 120 working days from the date of the Notice to Proceed. (Staff Reference: Director of Public Works Heffernan - Presented by Deputy Director of Public Works Glidden)
- 11.11) Approve Excess Costs Grant Agreement with Homes for Families for \$800,000 for development of 56 unit CalVet REN Veteran housing located at Division and Taintor. (Staff Reference: Director Neighborhood Services Miller - Presented by Housing Manager Reyes)
- 11.12) Approve Grant from the City of Palmdale to the Housing Authority of the City of Palmdale of \$1,200,000 of United States Treasury of Coronavirus Local Fiscal Recovery Funds (CSLRF Funds) under the American Rescue Plan Act (ARPA) for development of affordable housing in the City of Palmdale. (Staff Reference: Director Neighborhood Services Miller - Presented by Housing Manager Reyes)
- 11.13) Adopt Resolution No. CC 2022-087, a Resolution of the City Council of the City of Palmdale Making Legally Required Findings for Extending Remote Teleconference Participation for Meetings of the City Council and its Related and/or Subordinate Legislative Bodies. (Staff Reference: Acting City Attorney Porter)
- 11.14) Approve the minutes from the previous meetings. (Staff Reference: City Clerk/Agency Secretary Smith)

CC/SA/IDA/PAA/PCA/PFA - June 15, 2022

CC/SA/IDA/PAA/PCA/PFA - June 16, 2022

Motion: Approve all items listed on the Consent Calendar with the exception of item 11.7.

Moved by Richard J Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)

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

12) HOUSING AUTHORITY CONSENT CALENDAR

- 12.1) Accept Grant from the City of Palmdale to the Housing Authority of the City of Palmdale of \$1,200,000 of United States Treasury of Coronavirus Local Fiscal Recovery Funds (CSLRF Funds) under the American Rescue Plan Act (ARPA) for development of affordable housing in the City of Palmdale. (Staff Reference: Director Neighborhood Services Miller - Presented by Housing Manager Reyes)
Neighborhood Services
- 12.2) Approve Excess Costs Loan Agreement with Ravello Mods Palmdale 118, LLC of \$1,200,000 for development of 118 unit affordable rental housing located at 65th Street East and East Avenue S. (Staff Reference: Director of Neighborhood Services Miller - Presented by Housing Manager Reyes)
Neighborhood Services
- 12.3) Approve the minutes from the previous meetings. (Staff Reference: Deputy City Clerk/Deputy Agency Secretary Scott)

HA - June 15, 2022

HA - June 16, 2022

Motion: Approve all item listed on the Consent Calendar. JC/Fraga-Saenz Moved by Juan Carrillo, seconded by Christina Fraga-Saenz.

Vote: Motion carried (7-0)

Yes: Richard J Loa, Juan Carrillo, Austin Bishop, Laura Bettencourt, Steven Hofbauer, Christina Fraga-Saenz, Phil Denny.

Chair Hofbauer adjourned the Housing Authority at 7:50 p.m.

13) PUBLIC HEARING

- 13.1) Public Hearing and Review of Proposed Resolution No. CC 2022-065 for adoption, regarding an updated city-wide fee schedule. (Staff Reference: Director of Finance Samson)

Director of Finance Samson provided a brief overview of the staff report and read the title of Resolution No. CC 2022-065.

Adopt Resolution No. CC 2022-065, A Resolution of the City Council of the City of Palmdale restating in its entirety the Palmdale Master Schedule of Fees and repealing Resolution No. CC 2021-057

Mayor Hofbauer opened the Public Hearing.

The following individuals provided public input:

Jason Zink commented on fees for residents.

Xavier Flores commented on resident fees and alcohol administrative fees.

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

Council directed staff to review programs related to swim lessons, literacy and CPR classes.

Motion: Adopt Resolution No. CC 2022-065.
Moved by Juan Carrillo, seconded by Laura Bettencourt.

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

- 13.2) Public Hearing and Review of Proposed Resolution No. CC 2022-084, regarding the issuance of California Municipal Finance Authority Solid Waste Disposal Revenue Bonds. (Staff Reference: Director of Finance Samson)

Finance Director Samson provided a brief overview of the staff report and read the title of Resolution No. CC 2022-084.

Adopt Resolution No. CC 2022-084, A Resolution of the City Council of the City of Palmdale approving a plan of finance for the issuance of the California Municipal Finance Authority Solid Waste Disposal Revenue Bonds (Waste Management, Inc. project) in an aggregate principal amount not to exceed \$355,000,000 for the purpose of financing improvements to solid waste disposal facilities and certain other matters relating thereto.

Mayor Hofbauer opened the Public Hearing.

The following individuals provided public comments:

Jason Zink commented regarding the beautification of the landfill.

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

Councilmember Bishop asked what improvements will take place for the twenty-five million dollars. Anthony Stubbs, California Municipal Finance Authority, stated the Palmdale landfill would be retrofitted, cleaned up, and made more presentable.

Motion: Adopt Resolution No. CC 2022-084.
Moved by Richard J Loa, seconded by Juan Carrillo.

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

- 13.3) Public Hearing and Review of Proposed Ordinance No. 1592 for introduction and adoption. (Staff Reference: Director of Economic and Community Development Garibay)

Director of Economic and Community Development Garibay presented the staff report and read the title of Ordinance No. 1592.

AN ORDINANCE OF THE CITY COUNCIL AMENDING SECTION 5.04.670 (TOBACCO/SMOKING PRODUCT RETAILER) OF CHAPTER 5.04 (BUSINESS REGULATION) OF TITLE 5 (BUSINESS LICENSES, TAXES, AND REGULATION) OF THE PALMDALE MUNICIPAL CODE TO BAN FLAVORED TOBACCO PRODUCTS

Discussion ensued regarding state law, and city enforcement.

Mayor Hofbauer made a motion to adopt Ordinance No. 1592 with the provision that the enforcement becomes effective in thirty (30) days, the motion was withdrawn.

Mayor Hofbauer opened the Public Hearing.

The following individuals provided public input:

The following individuals spoke in opposition to adopting Ordinance No. 1592: Randy Hawara, George Husri, Mark Shihady, Danny Hawara, Jason Zink, P. Traders, Inc., Tony Hawatameh, and Ben Sadi.

The following individuals spoke in favor of adopting Ordinance No. 1592: Nattie Hacovay, Sandy Logan, and Ruben Rodriguez, and Xavier Flores.

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

Discussion ensued regarding non-smoking campaigns.

Motion: Adopt Ordinance No. 1592 as written.
Moved by Richard J Loa, seconded by Juan Carrillo.

Vote: Motion Failed (2-3)
Yes: Richard J Loa, Juan Carrillo.
No: Austin Bishop, Laura Bettencourt, Steven Hofbauer.

- 13.4) Public Hearing and Review of Proposed Ordinance No. 1593 for Adoption. (Staff Reference: Interim City Manager Ronda Perez - Presented by City Council Chief of Staff Terrie Zayas).

An Ordinance of the City Council of the City of Palmdale adding Chapter 9 (Unlawful Possession of a Catalytic Converter Prohibited) of Title 10 (Vehicles and Traffic) of the Palmdale Municipal Code Establishing Regulations Prohibiting the Unlawful Possession of Catalytic Converters in the City.

Motion: Continue the Public Hearing to the August 17, 2022 meeting. Moved by Steven Hofbauer, seconded by Richard J Loa.

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

14) NEW BUSINESS

- 14.1) Approve the Amended Employment Agreement between the City of Palmdale and Scott Porter, Interim City Attorney. (Staff Reference: Interim City Manager Perez)

Motion: Continue this item to the August 17, 2022 meeting.
Moved by Steven Hofbauer, seconded by Richard J Loa.

Vote: Motion carried (5-0)

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

- 14.2) A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE DIRECTING CITY STAFF AND THE SHERIFF TO NOT ENFORCE AGAINST THE PUBLIC COVID-19 RELATED MASK ORDERS OF THE LOS ANGELES COUNTY DEPARTMENT OF HEALTH

Mayor Hofbauer provided a brief over on this item.

Motion: Adopt Resolution CC 2022-089.

Moved by Steven Hofbauer, seconded by Richard J Loa.

Vote: Motion carried (4-1)

Yes: Richard J Loa, Austin Bishop, Laura Bettencourt, Steven Hofbauer.

No: Juan Carrillo.

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

15.1) COMMITTEE MEMBERSHIPS.

- ANTELOPE VALLEY TRANSIT AUTHORITY - Mayor Pro Tem Loa attended the meet and greet.
- NORTH LOS ANGELES COUNTY TRANSPORTATION COALITION - Mayor Pro Tem Loa and Councilmember Carrillo attended the meeting. Councilmember Bishop attended the meeting and stated that the Coalition is looking to find money to fix the 14-freeway and said they need \$20 million to get it shovel ready.
- PALMDALE RECYCLED WATER AUTHORITY - Councilmember Bishop announced a video and an event at the park is in the works to commemorate the ten-year anniversary.
- SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS REGIONAL COUNCIL - Mayor Pro Tem Loa attended the Transportation meeting.

Mayor Pro Tem Loa - attended the Walmart grand opening on July 1st; Spanish Radio broadcast, Palmdale Boosters, Palmdale Sustainable Transportation Plan listening session, AV Edge installation dinner, and attended an Amigos De La Feria fundraiser event at the Fairgrounds.

Mayor Hofbauer reported the Mosquito Abatement District failed and encouraged the city to augment the district. Interim City Manager Perez stated that the

Measure AV Oversight Committee took up an item to request \$50,000 from the City of Palmdale to bridge the funding gap. Attended Liability Trust Fund, complimented the Los Angeles County Sheriff's in Palmdale.

Councilmember Carrillo – attended National Night Out; Amigos De La Feria fundraiser event at the Fairgrounds; Palmdale Sustainable Transportation; Smash Mouth Concert in the Park; Aviation Selection; and the State of the City.

Councilmember Bishop – attended a press conference for spay and neuter program hosted by Karma Rescue; Sustainable Transportation Meeting for District 1, Smash Mouth Concert in the Park; AV Chamber Installation Dinner and accepted the Innovative City of the Year award; and the State of the City.

15.2) MEETINGS ATTENDED AT PUBLIC EXPENSE

16) CITY MANAGER'S REPORT

Interim City Manager Perez reported on the events held and announced upcoming events:

- The State of the City was held on August 2, 2022.
- The City of Palmdale's 60th Anniversary would be held on August 24, 2022 at Domenic Massari Park and several events were scheduled for the celebration.
- The General Plan would be presented at an upcoming meeting.
- Concerts in the park are on-going and a fireworks show would be held to culminate the end of summer events.

17) CITY COUNCIL REQUESTS FOR NEW AGENDA ITEMS

Mayor Hofbauer requested an update on the Aero Institute building and security for city facilities.

Councilmember Carrillo asked for an update on Pearland fees.

18) PUBLIC COMMENTS ON NON-AGENDA ITEMS

The following individuals provided public input:

Eugene Hernandez spoke regarding mosquito abatement, and Palmdale Library issues.

Jason Zink commented regarding the Antelope Valley Mosquito District, City of Palmdale 60th Anniversary, and Palmenthol Park.

Speaker identifying as Mickey Mouse expressed concerns regarding the posting of the agenda and ADA compliance, and submission of speaker slips.

19) Adjourn

Mayor Hofbauer adjourned the meeting at 9:55 p.m. to August 17, 2022 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 7th day of December 2022.

Steven D. Hofbauer, Mayor

ATTEST:

Rochelle Scott, Acting City Clerk

**MINUTES
CITY COUNCIL/SA/HA
CITY HALL COUNCIL CHAMBER
38300 SIERRA HIGHWAY, SUITE B
PALMDALE, CALIFORNIA
SEPTEMBER 7, 2022**

www.cityofpalmdale.org

5:00 P.M.

1) **MAYOR TO CALL MEETINGS TO ORDER**

Mayor Pro Tem Loa called the meeting to order at 5:01 p.m.

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

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

ABSENT: Steven Hofbauer.

Motion: Excuse the absence of Mayor Hofbauer. Moved by Austin Bishop, seconded by Richard J Loa.

Vote: Motion carried (4-0)

Yes: Richard J Loa, Juan Carrillo, Austin Bishop, Laura Bettencourt.

Absent: Steven Hofbauer.

3) **PUBLIC COMMENTS ON CLOSED SESSION ITEMS**

None.

4) **PRESENTATION BY CITY ATTORNEY**

4.1) **CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION**

Ricci v. City of Palmdale, et al.

Los Angeles County Superior Court Case No. 22STCV01269

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

4.2) **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

Shanae Smith, Patricia Nevarez and Michael "Mike" Behen vs. City of Palmdale, et al.

Los Angeles County Superior Court Case No. 22STCV18219

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

4.3) **CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION**

Government Code Section 54956.9(d)(1).

Name of case: John J. Murphy v. City of Palmdale;

Los Angeles County Superior Court Case Number: 22STCV22544

Related City Claim Number: 2022-007

4.4) CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code 54956.9(d)(2):
2 potential cases

4.5) CONFERENCE WITH LABOR NEGOTIATORS

City Representatives: Ronda Perez, Interim City Manager and Patricia
Nevarez, Human Resources Manager

Position: Interim City Attorney

Unrepresented Employee: Scott Porter, Interim City Attorney

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

5) ANNOUNCEMENT BY CITY ATTORNEY

Interim City Attorney Porter announced there was no reportable action.

6) ADJOURN CLOSED SESSION MEETING

Mayor Pro Tem Loa adjourned the Closed Session meeting at 7:29 p.m.

7:00 P.M.

Mayor Pro Tem Loa called the meeting to order at 7:30 p.m.

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

Commissioner Fraga-Saenz led the pledge of allegiance.

8) PRESENTATIONS

8.1) Mayor Pro Tem Loa presented the cute critter available for adoption at the
Palmdale Animal Care Center.

8.2) Mayor Pro Tem Loa and Jorge Ventura of Ventura Graphix presented
Certificates of Recognition and awards to the Taco Festival winners.

8.3) Mayor Pro Tem Loa presented a Proclamation to Public Safety Specialist
Briseno declaring September 2022 as National Preparedness Month in the City
of Palmdale.

8.4) Mayor Pro Tem Loa presented a Proclamation to Jacqueline Diaz-Fontana of
the Erick A Garcia "You Are Enough" Foundation declaring September 2022 as
Suicide Prevention Month in the City of Palmdale. Ms. Diaz-Fontana
announced a Mental Health Walk on October 1, 2022 in Poncitlan Square from
8am to 1pm.

8.5) Mayor Pro Tem Loa presented a Commendation to Charles "Chuck" Heffernan, P.E. in honor of his retirement from the City of Palmdale.

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

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

Moved by Austin Bishop, seconded by Laura Bettencourt.

Vote: Motion carried (4-0)

Yes: Richard J Loa, Juan Carrillo, Austin Bishop, Laura Bettencourt.

Absent: Steven Hofbauer.

10) PUBLIC COMMENTS ON LISTED AGENDA ITEMS (EXCLUDING PUBLIC HEARINGS)

The following individual provided public comment:

Eugene Hernandez commented on deaths, outreach, and distribution of water to the homeless population.

A motion was made and carried unanimously to close the Public Comments.

ROLL CALL MAYOR/CHAIR HOFBAUER, MAYOR PRO TEM/VICE CHAIR LOA, COUNCILMEMBERS/DIRECTOR/COMMISSIONERS CARRILLO, BISHOP, BETTENCOURT COMMISSIONERS FRAGA-SAENZ, DENNY

PRESENT: Richard J Loa, Juan Carrillo, Austin Bishop, Laura Bettencourt, Christina Fraga-Saenz, Phil Denny.

ABSENT: Steven Hofbauer.

11) HOUSING AUTHORITY CONSENT CALENDAR

11.1) Adopt Resolution HA 2022-004, a resolution of the Housing Authority of the City of Palmdale, repealing Resolution 2022-003 and amending agreement 07-IIG-4212 with the State of California Department of Housing and Community Development for the Proposition 1-C Infill Infrastructure Grant Program. (Staff Reference: Director Neighborhood Services Miller - Presented by Housing Coordinator Nichols)

11.2) Approve the Housing Authority of the City of Palmdale's 2021-2022 Annual Report prepared per Health and Safety Code Section 34328 and 34328.1; and Authorize the Executive Director of their designee to submit the report to the State of California Department of Housing and Community Development. (Staff Reference: Director Neighborhood Services Miller - Presented by Housing Coordinator Nichols)

- 11.3) Approve the minutes from the previous meetings. (Staff Reference: Deputy City Clerk Scott)

HA - June 29, 2022

HA - July 13, 2022

HA - July 20, 2022

Motion: Approve all items as listed on the Consent Calendar.
Moved by Austin Bishop, seconded by Christina-Fraga-Saenz.

Vote: Motion carried (4-0)

Yes: Richard J Loa, Juan Carrillo, Austin Bishop, Laura Bettencourt, Christina Fraga-Saenz, Phil Denny.

Absent: Steven Hofbauer.

Mayor Pro Tem Loa adjourned the Housing Authority meeting at 8:09 p.m.

12) CONSENT CALENDAR

- 12.1) Receive and file the Monthly Investment Activity Reports for July 2022. (Staff Reference: Director of Finance Samson)

- 12.2) Approve Final Parcel Map No. 83189 located at Pearblossom Hwy and 52nd Street East. (Staff Reference: Director of Public Works Heffernan)

- 12.3) Approve Purchase Order No. 20230016 with Plumber's Depot for One (1) New GapVax MC1510-3S4S Combination Jet/Vacuum Truck in an amount not to exceed \$549,945.72. (Staff Reference: Director of Public Works Heffernan)

- 12.4) Approve Purchase Order No. 20230045 with Nixon-Egli Equipment Co. for One (1) New Maintainer MTS-1-084 Service Truck in an amount not to exceed \$169,237.72. (Staff Reference: Director of Public Works Heffernan)

- 12.5) Approve Purchase Order No. 20230046 with National Auto Fleet Group for One (1) Roadline Model GPMT Graffiti Removal Truck in an amount not to exceed \$158,774.26. (Staff Reference: Director of Public Works Heffernan)

- 12.6) Award construction agreement with R.C. Becker and Son, Inc., for PN 800, Avenue R & 45th Street East Traffic Signal and Roadway Improvements Project, in the amount of \$1,230,049.93 for a term of 90 working days from the date of Notice to Proceed. (Staff Reference: Director of Public Works Heffernan - Presented by Deputy Director of Public Works Glidden)

- 12.7) Award RFP 21-001-2200, as-needed plan check, Community Development Technician, building inspection, and Building Official services and approve agreements with Interwest Consulting Group, Inc., JAS Pacific, and Bureau Veritas North America, Inc. (Staff Reference: Director of Economic and Community Development Garibay)

- 12.8) Adopt Resolution No. CC 2022-098, a Resolution of the City Council of the City of Palmdale Making Legally Required Findings for Extending Remote Teleconference Participation for Meetings of the City Council and its Related and/or Subordinate Legislative Bodies. (Staff Reference: Acting City Attorney Porter)
- 12.9) Approve Fourth Amendment to the Agreement with Antelope Valley Domestic Violence Council DBA Valley Oasis for Tenant Based Rental Assistance Program (TBRA), exercise the option to extend the agreement for a one-year term, increase the agreement by \$110,000 for a new not to exceed total of \$707,130 and ratify expenditures for the tenant based rental program. (Staff Reference: Director of Neighborhood Services Miller - Presented by Housing Coordinator Nichols)

Councilmember Bishop pulled this item, recused himself and stepped away from the dais. Discussion ensued regarding domestic violence and support of Valley Oasis.

Motion: Approve Fourth Amendment to the Agreement with Antelope Valley Domestic Violence Council DBA Valley Oasis for Tenant Based Rental Assistance Program (TBRA), exercise the option to extend the agreement for a one-year term, increase the agreement by \$110,000 for a new not to exceed total of \$707,130 and ratify expenditures for the tenant based rental program. Moved by Juan Carrillo, seconded by Laura Bettencourt.

Vote: Motion carried (3-0)

Yes: Richard J Loa, Juan Carrillo, Laura Bettencourt.

Absent: Steven Hofbauer.

- 12.10) Adopt Resolution No. CC 2022-095, a Resolution of the City Council of the City of Palmdale Amending the City's General Positions Classification and Pay Plan. (Staff Reference: Human Resource Manager Nevarez)
- 12.11) Approve the minutes from the previous meetings. (Staff Reference: Deputy City Clerk Scott)

CC/SA/IDA/PAA/PCA/PFA - June 29, 2022

CC/SA - July 13, 2022

CC - July 20, 2022

Motion: Approve all items listed on the Consent Calendar except for Item 12.9.

Moved by Juan Carrillo, seconded by Laura Bettencourt.

Vote: Motion carried (4-0)

Yes: Richard J Loa, Juan Carrillo, Austin Bishop, Laura Bettencourt.

Absent: Steven Hofbauer.

13) PUBLIC HEARING

- 13.1) Public Hearing to hear public comments on the Draft Consolidated Annual Performance Evaluation Report (CAPER) for Fiscal Year 2021-2022; review and consider approval of the 2021-2022 CAPER; consider request to authorize the City Manager or their designee to make necessary changes and submit the CAPER report to the U.S. Department of Housing and Urban Development (HUD) by September 28, 2022 in compliance with HUD Regulations. (Staff Reference: Director Neighborhood Services Miller - Presented by Housing Coordinator Nichols)

Housing Coordinator Nichols provided a brief overview of the staff report. Mayor Pro Tem Loa opened the Public Hearing.

The following individuals provided public input:

Jason Zink commented regarding forming a Housing and Urban Development (HUD) district for the Antelope Valley.

Eugene Hernandez provided information regarding Operation Home Key. A motion was made and carried unanimously to close the Public Hearing. Mayor Pro Tem Loa asked about the allocation of funds and public outreach for the Business Assistance and Rental Assistance programs. Economic and Community Development Director Garibay and Director of Neighborhood Services Miller stated funds are restricted and it is difficult to find those that meet the qualifications. Discussion ensued regarding mental health, winter shelters, and cooling centers.

Motion: Approve the recommendations and findings as listed in the staff report. Moved by Austin Bishop, seconded by Laura Bettencourt.

Vote: Motion carried (4-0)

Yes: Richard J Loa, Juan Carrillo, Austin Bishop, Laura Bettencourt.

Absent: Steven Hofbauer.

14) APPOINTMENTS

- 14.1) Approve Appointment to Fill a Vacancy on the Mobile Home Park Rental Review Board. (Staff Reference: Deputy City Clerk Scott)

Deputy City Clerk Scott provided a brief overview of the staff report.

Motion: Appoint Michael Friedlander to the Mobile Home Park Rental Review Board for the remainder of a two-year term to expire on June 30, 2023.

Moved by Richard J Loa, seconded by Austin Bishop.

Vote: Motion carried (4-0)

Yes: Richard J Loa, Juan Carrillo, Austin Bishop, Laura Bettencourt.

Absent: Steven Hofbauer.

- 14.2) Discussion and direction regarding the appointment to The Palmdale Aerospace Academy Board of Directors. (Staff Reference: Deputy City Clerk Faber)

Motion: Appoint David Lujan to The Palmdale Aerospace Academy Board of Directors for a new three (3) year term to expire on July 31, 2025.

Moved by Austin Bishop, seconded by Juan Carrillo.

Vote: Motion carried (4-0)

Yes: Richard J Loa, Juan Carrillo, Austin Bishop, Laura Bettencourt.

Absent: Steven Hofbauer.

15) NEW BUSINESS

- 15.1) Approve the Agreement between the City of Palmdale and Jones & Mayer for Interim City Attorney services. (Staff Reference: Interim City Manager Perez)

Interim City Manager Perez provided a brief overview of the staff report.

Motion: Approve the Agreement between the City of Palmdale and Jones & Mayer for Interim City Attorney services.

Moved by Austin Bishop, seconded by Juan Carrillo.

Vote: Motion carried (4-0)

Yes: Richard J Loa, Juan Carrillo, Austin Bishop, Laura Bettencourt.

Absent: Steven Hofbauer.

- 15.2) Discussion and possible action to consider an adjustment to board, committee, and commission stipends for the various appointed standing positions.

Interim City Manager Perez provided a brief overview on this item.

Discussion ensued regarding stipends for boards, committees, and commissions. Councilmember Carrillo suggested \$250 for the stipend to boards, committees, and commissions. Council directed staff to provide a full analysis of the positions that are and are not currently being paid and the paid compensation that is being considered.

- 15.3) Discussion regarding opioid addiction and the overdose epidemic.

Mayor Pro Tem Loa provided a brief overview of this item. Council directed staff to bring back information on a possible Public Service Announcement Campaign informing families on how to identify the use of opioids. Captain Shaffer provided Council with information on opioid overdoses.

- 15.4) Discussion regarding High School safety protocols.

Mayor Pro Tem Loa provided a brief overview of this item. Captain Shaffer provided information regarding the Highland High School incident and the Sheriff's Department protocols.

Councilmember Bettencourt excused herself from the meeting at 8:56 p.m.

- 15.5) Discussion of potential action regarding the public survey results for the City Council meeting day and time.

Interim City Manager Perez provided Council with the results of the community survey for the City Council meeting day and time. There was Council consensus to keep the meeting day and time as is.

16) PUBLIC COMMENTS ON NON-AGENDA ITEMS

The following individuals provided public comments:

Jason Zink commented regarding meeting times, opioids, and other miscellaneous items.

Eugene Hernandez expressed his views regarding representation of citizens in District 3.

Aaron Howard, Haulers Against Illegal Dumping (H.A.I.D.), provided information regarding illegal dumping and non-licensed haulers.

Willie P. Lemon, Lemon's AV Hauling, spoke in favor of the Sheriff's Department.

David Harris thanked Council for supporting the New Colors Project Gala.

Marcos Alvarez shared comments regarding mental health and the contributing factors.

Claudia Perez expressed concerns regarding code enforcement and homeless encampments.

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

17.1) COMMITTEE MEMBERSHIPS.

- ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT - Councilmember Bishop reported Desert Haven Enterprises Inc. was awarded grant funds for electrical equipment.
- ANTELOPE VALLEY TRANSIT AUTHORITY - Mayor Pro Tem Loa reported the AVTA is working hard to provide transportation to those people in need throughout the Antelope Valley.
- LOS ANGELES COUNTY SANITATION DISTRICT - Mayor Pro Tem Loa reported he attended the meeting.
- PALMDALE RECYCLED WATER AUTHORITY - Councilmember Bishop reported the Authority is working on the 10th Anniversary event.
- SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS REGIONAL COUNCIL - Councilmember Carrillo attended the SCAG

meeting and reported there was a presentation made in memory of Supervisor Carmen Ramirez. Mayor Pro Tem Loa attended the SCAG transportation meeting online and received several reports.

Councilmember Bishop attended the concerts and fireworks show at the Palmdale Amphitheatre; meetings on general plan updates; City of Palmdale 60th Birthday Party at Domenic Massari Park, and the installation at Air Force Plant 42 for the new commander.

Councilmember Carrillo attended concerts and the fireworks show at the Palmdale Amphitheatre.

Mayor Pro Tem Loa attended the State of the City event; Spanish Talk radio on August 3rd; meeting with Los Angeles County Department of Mental Health to discuss allocation of city funds; Rancho Vista Park ribbon cutting; general plan update meetings; City of Palmdale 60th Birthday at Domenic Massari Park; Art Exhibit at Legacy Commons on August 26th; and Dining with a Deputy at La Palma Restaurant.

17.2) MEETINGS ATTENDED AT PUBLIC EXPENSE

18) CITY MANAGER'S REPORT

Interim City Manager Perez stated there was no report.

19) CITY COUNCIL REQUESTS FOR NEW AGENDA ITEMS

Councilmember Carrillo requested a follow up on the pre-approved Accessory Dwelling Unit (ADU) designs and a schedule for the install of grass at Yellen Park.

20) Adjournment

Mayor Pro Tem Loa adjourned the meeting at 9:33 p.m., in honor of Joe Esquivel and David "Kawika" Feldman, to September 21, 2022, 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 7th day of December 2022

Steven D. Hofbauer, Mayor

ATTEST:

Rochelle Scott, Acting City Clerk



City Council Staff Report

DATE: DECEMBER 7, 2022
TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: CITY MANAGER'S OFFICE – FINANCE DIVISION
DISTRICT: ALL
SUBJECT: RECEIVE AND FILE THE MONTHLY INVESTMENT ACTIVITY REPORTS FOR OCTOBER 2022

ISSUE

Receive and file the monthly investment activity reports for October 2022.

RECOMMENDATION

Staff recommends that the City Council accept the monthly investment activity report for City of Palmdale and Successor Agency for October 2022.

BACKGROUND

Pursuant to Section 16 of the City of Palmdale and Successor Agency Investment Policy, the City Treasurer shall prepare and present monthly and quarterly reports on investments to the City Manager/Executive Director and the City Council/Directors. The reports shall detail the type of investment, name of the issuer, purchase date, date of maturity, amount of deposit, and rate of interest. This information shall be provided for all City and Successor Agency pooled investments, as well as for Certificates of Participation, Revenue Bonds, Tax Allocation Bonds, Assessment Districts and Community Facilities District accounts which are managed by outside Fiscal Agents.

The monthly and quarterly reports provide a synopsis of the investment activity for the City of Palmdale and Successor Agency. The reports provide information on assets, allocations, average maturities, yields, and book valuations.

The interest rates presented are the most current rates available as of the date of this report.

The market values presented for pooled City and Successor Agency investments are based on closing prices for the related investment as of the date of this report. This information was obtained from the Wall Street Journal, Bloomberg Financial Markets, Capital Market Finances, or other reliable source of market prices.

DISCUSSION

Compliance with Investment Policy

For October, the invested portfolio amount for the City of Palmdale totaled \$288,288,744 an increase of \$393,791 from the previous month, and an increase of \$55,398,641 in comparison to last year. The increase is due to interest earned during this period.

The par value of Successor Agency's portfolio as of October was \$6,163,579. The balance increased by \$12,689 from the last month due to interest earned during the month.

All investments meet criteria appropriate to Section 8 of the Investment Policy. The portfolios are based on a combination of various investments, including CDs, Corporate Notes, U.S. Treasury Securities and Government Agency Paper, each adhering to portfolio percentage limitations.

The Finance Division is the custodian for the City and Successor Agency's investment portfolio and follows the three main principles of both entity's investment policy to 1) Investment in financial instruments that mitigate the risk of monetary losses stemming from market fluctuations; 2) Establish and maintain a portfolio that has sufficient liquidity to allow the City and Successor Agency to meet all anticipated cash requirements; and 3) Seek out investment instruments that provide a competitive market rate of return.

Liquidity

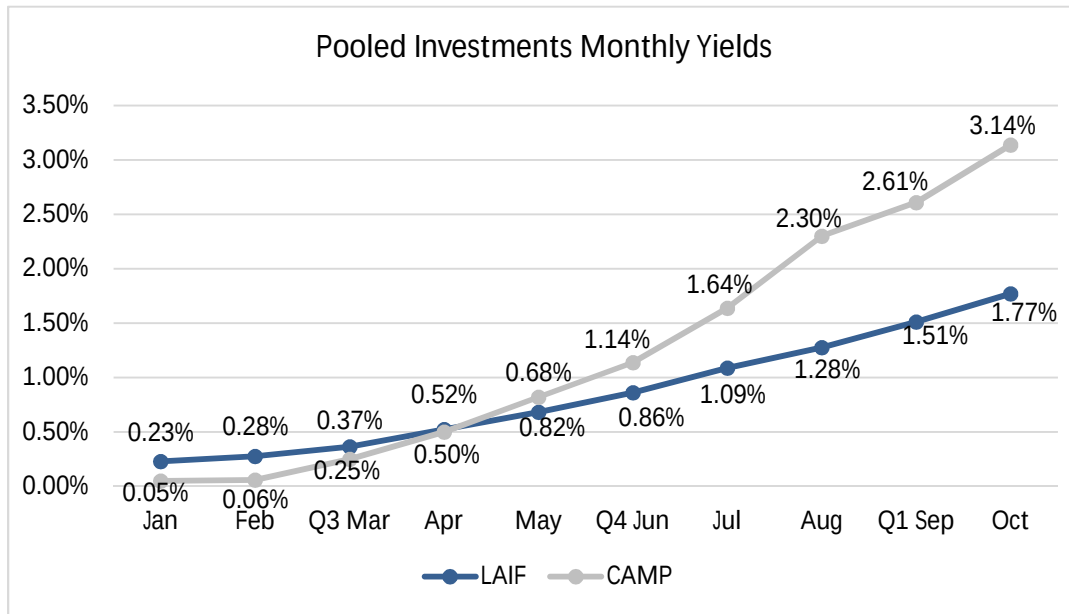
One core approach the Finance Division focuses on, is providing liquidity to measure up to the City and Successor Agency's operational requirements. Thus, the Finance Department is currently investing in two pooled funds, LAIF and CAMP. These are intended for the daily operational activities, used for economic uncertainties and maintenance needs. The pooled funds provide a higher liquidity ratio to ensure the City and Successor Agency meet cash flow requirements.

Total LAIF balance for the City of Palmdale at the end of October is \$112,938,309, no changes compared to the prior month.

Successor Agency LAIF balance at the end of September was \$5,407,822, an increase of \$372,162 from the previous month.

CAMP's balance for City of Palmdale at the end of October is \$251,361 compared to September balance of \$250,692 a slight increase due to interest earned. The interest rates presented are the most current rates available as of the date of this report. As of October 31, 2022, the interest rates for LAIF and CAMP investments were at 1.772

percent and 3.14 percent, respectively. By comparison, the LAIF and CAMP interest rates at the end of September were at 1.513 percent and 2.61 percent. Both rates have slightly increased within this month. This time last year, LAIF and CAMP rates were at 0.203 percent and 0.05, respectively.



The chart above shows both the Local Agency Investment Fund and California Asset Management Program's average monthly yields beginning January 2022 through October 2022.

We anticipate that rates will begin to level off in the upcoming months, considering the current state of the economy. In recent months, CAMP shows better performance than LAIF in interest rates, however, the historical trend shows that LAIF rates generally outperform CAMP rates. The difference between the performance of the two funds is partly due to the varying pool characteristics. CAMP's portfolio composition is much more subject to market volatility, resulting in performance variation.

Diversity

The Finance Division aims to diversify the investment portfolios to avoid incurring unreasonable and avoidable risks regarding specific security types or individual financial institutions.

City of Palmdale and Successor Agency's investment portfolios remain strongly diversified. The monthly reports include all investments held by both entities and current book values as of October 31, 2022.

It is anticipated that both the City of Palmdale and Successor Agency will have sufficient moneys to meet its expenditure requirements for the next 6 months as we

continue to monitor any financial impact due to the Coronavirus pandemic and the current economic conditions and the impact on interest rates.

Attached are summaries of the investments on the City of Palmdale and Successor Agency's books as of October 31, 2022.

FISCAL IMPACT

There is no fiscal impact associated with the recommended actions for this report.

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.
- C. Involve and expand engagement to enhance public oversight and transparency.

Prepared by:	Gohar Avetisyan, Financial Analyst
Certified as to availability of Funds:	Janelle Samson, Director of Finance
Approved by:	Ronda Perez, Interim City Manager
Approved as to form:	Scott E. Porter, Acting City Attorney

ATTACHMENTS

1. Monthly Report on City of Palmdale Investments
2. Monthly Report on Successor Agency Investments

CITY OF PALMDALE
TREASURER'S REPORT OF INVESTMENTS
October 31, 2022

CITY OF PALMDALE INVESTMENTS

PURCHASE DATE	MATURITY DATE	FUND	ACCOUNT/ INSTITUTION	FDIC Number	INTEREST RATE	PAR AMOUNT	PURCHASE AMOUNT	INVESTED AMOUNT
<u>U.S. TREASURY SECURITIES</u>					Yield			
05-31-19	04-30-24	CITY	9128286R6 U.S. Treasury Note		2.03	5,000,000.00	5,051,650.00	4,938,670.00
01-19-21	05-31-23	CITY	9128284S6 U.S. Treasury Note		2.75	2,815,000.00	2,985,994.41	2,811,030.85
03-19-21	12-31-25	CITY	9128285T3 U.S. Treasury Note		2.63	3,000,000.00	3,260,634.36	2,961,090.00
05-11-21	02-28-26	CITY	9128286F2 U.S. Treasury Note		0.66	3,000,000.00	3,261,331.50	2,945,970.00
05-11-21	12-31-24	CITY	9128283P3 U.S. Treasury Note		0.40	3,000,000.00	3,200,040.56	2,946,930.00
06-04-21	12-31-22	CITY	912828N30 U.S. Treasury Note		0.05	3,000,000.00	3,097,665.56	2,994,150.00
06-04-21	12-31-23	CITY	912828V23 U.S. Treasury Note		0.20	4,000,000.00	4,210,026.50	3,959,360.00
07-12-21	12-31-23	CITY	9128285U0 U.S. Treasury Note		2.63	5,000,000.00	5,289,959.94	4,977,950.00
07-12-21	12-31-25	CITY	9128285T3 U.S. Treasury Note		2.63	5,000,000.00	5,451,958.35	4,935,150.00
07-12-21	12-31-23	CITY	912828V23 U.S. Treasury Note		2.25	5,000,000.00	5,244,161.50	4,949,200.00
12-17-21	12-15-23	CITY	91282CBA8 U.S. Treasury Note		0.56	10,000,000.00	9,913,130.25	9,602,000.00
12-17-21	12-15-24	CITY	91282CDN8 U.S. Treasury Note (UBS)		0.85	10,000,000.00	10,045,505.25	9,531,600.00
12-22-21	12-15-23	CITY	91282CBA8 U.S. Treasury Note		0.56	5,000,000.00	4,957,270.88	4,801,000.00
12-22-21	12-15-24	CITY	91282CDN8 U.S. Treasury Note		0.88	5,000,000.00	5,018,208.38	4,765,800.00
12-20-21	12-15-24	CITY	91282CDN8 U.S. Treasury Note (Stifel)		1.00	5,000,000.00	5,017,187.50	4,765,820.00
TOTAL U.S. TREASURY SECURITIES						\$ 73,815,000.00	\$ 76,004,724.94	\$ 71,885,720.85
<u>GOVERNMENT AGENCY PAPER</u>								
06-05-19	06-05-23	CITY	3133EKPT7 Fed Farm Credit Bk		2.13	5,000,000.00	5,008,600.00	4,971,627.90
06-10-20	06-16-25	CITY	3133ELK37 Federal Farm Credit		0.78	5,000,000.00	5,000,000.00	4,672,635.10
08-07-20	05-06-24	CITY	3133EL2X1 Federal Farm Credit		0.42	2,000,000.00	2,000,000.00	1,905,188.04
08-27-20	11-27-24	CITY	3134GWNG7 Freddie Mac Domestic		0.50	2,000,000.00	2,000,000.00	1,885,345.78
04-01-21	04-01-25	CITY	3133EMUP5 Fed Farm Credit		0.71	5,000,000.00	5,000,000.00	4,682,977.35
05-11-21	09-04-25	CITY	3133EJYM5 FFCB Bond		0.59	1,000,000.00	1,103,275.25	999,450.00
05-11-21	09-04-25	CITY	3133EJYM5 FFCB Bond 0.57		0.57	2,000,000.00	2,208,460.00	1,998,900.00
06-04-21	11-07-25	CITY	3135G06G3 Fannie Mae		0.55	3,000,000.00	2,993,675.25	2,757,300.00
06-04-21	08-01-24	CITY	3130AMHH8 FHLB NOTE		0.41	4,000,000.00	4,000,000.00	3,809,357.72
06-07-21	06-07-24	CITY	3130AMQR6 FHLB NOTE		0.35	3,000,000.00	3,000,000.00	2,864,376.87
06-30-21	12-30-25	CITY	3130AMRQ7 FHLB NOTE		0.88	3,000,000.00	3,000,000.00	2,792,028.33
07-29-21	04-29-26	CITY	3130AN5C0 FHLB NOTE		1.05	4,000,000.00	4,010,455.13	3,730,680.00
12-17-21	11-12-25	CITY	3134GXBM5 FHLMC Note		1.15	1,150,000.00	1,125,785.50	1,055,366.50
12-17-21	12-30-24	CITY	3130AQDY6 FHLB		1.00	6,750,000.00	6,750,000.00	6,454,656.18
12-17-21	06-23-25	CITY	3133ENHW3 FFCB		1.17	10,000,000.00	10,000,000.00	9,422,494.90
12-20-21	07-30-25	CITY	3136G4ZP1 FANNIE MAE		0.65	3,500,000.00	3,444,175.00	3,255,845.57
12-20-21	09-24-25	CITY	3134GWUG9 FREDDIE MAC		0.57	10,000,000.00	9,806,600.00	9,209,435.10
12-21-21	12-22-26	CITY	3133ENJC5 FFCB		1.29	5,000,000.00	5,000,000.00	4,611,433.30
01-14-22	01-14-25	CITY	3130AQEA7 FHLB		1.05	7,000,000.00	7,000,000.00	6,656,914.81
06-29-22	08-12-25	CITY	3133EL3P7 Federal Farm Credit Bank		3.34	1,810,000.00	1,660,349.20	1,675,477.99
06-29-22	03-28-25	CITY	3130A5DH9 Federal Home Loan Bank		3.34	1,950,000.00	1,937,715.00	1,944,638.69
06-24-22	02-26-27	CITY	3130AL5A8 Federal Home Loan Bank		3.33	5,000,000.00	4,479,000.00	4,493,981.15
08-17-22	10-27-26	CITY	3134GW4C7 Freddie Mac Global Unsecured		0.80	5,000,000.00	4,539,500.00	4,539,500.00
TOTAL GOVERNMENT AGENCY PAPER						\$ 96,160,000.00	\$ 95,067,590.33	\$ 90,389,611.28
<u>CERTIFICATES OF DEPOSIT</u>								
05-10-18	05-10-23	CITY	61747MX30 Morgan Stanley Bank Na	32992	3.15	245,000.00	245,000.00	546,098.34
05-11-18	05-11-23	CITY	87164WWF1 Synchrony Bank	27314	3.15	245,000.00	245,000.00	246,091.97
05-11-18	05-11-23	CITY	17312QL23 Citibank Na	7213	3.15	245,000.00	245,000.00	246,091.97
05-15-18	05-15-23	CITY	20033AYE0 Comenity Capital Bank	57570	3.10	245,000.00	245,000.00	245,960.65
TOTAL CERTIFICATES OF DEPOSIT						\$ 980,000.00	\$ 980,000.00	\$ 1,284,242.93

c = callable

CITY OF PALMDALE
TREASURER'S REPORT OF INVESTMENTS
October 31, 2022

CORPORATE NOTES

03-10-20	03-01-23	CITY	30231GAR3 Exxon Mobil	2.73	1,000,000.00	1,045,330.00	999,932.43
03-10-20	11-03-22	CITY	594918BH6 Microsoft Corp	2.65	1,000,000.00	1,047,870.00	1,000,837.38
03-10-20	01-13-23	CITY	037833DE7 Apple Inc	2.40	1,000,000.00	1,041,800.00	999,766.91
03-10-20	12-14-22	CITY	92826CAC6 VISA Inc	2.80	1,500,000.00	1,572,135.00	1,501,316.52
06-10-20	04-15-23	CITY	30231GBL5 Exxon Mobil Corp	1.75	5,000,000.00	5,000,000.00	4,950,765.95
06-10-20	05-11-23	CITY	166764BV1 Chevron Corp	1.14	2,075,000.00	2,075,000.00	2,039,686.86
TOTAL CORPORATE BONDS					<u>\$ 11,575,000.00</u>	<u>\$ 11,782,135.00</u>	<u>\$ 11,492,306.05</u>

STATE OF CALIFORNIA LOCAL AGENCY INVESTMENT FUND

09-01-84	n/a	CITY ACCOUNT	98-19-620	0.78	40,321,639.35	40,321,639.35	40,321,639.35
06/23/08	n/a	PCA ACCOUNT	40-19-060	0.78	37,425,685.17	37,425,685.17	37,425,685.17
	n/a	ARPA ACCOUNT	19-19-004	0.78	35,178,455.72	35,178,455.72	35,178,455.72
TOTAL LAIF ACCOUNTS					<u>\$ 112,925,780.24</u>	<u>\$ 112,925,780.24</u>	<u>\$ 112,925,780.24</u>

CAMP- CALIFORNIA ASSET MANAGEMENT PROGRAM

6080-01	n/a	CITY ACCOUNT	6080-01	0.30	251,360.50	251,360.50	251,360.50
TOTAL CAMP ACCOUNTS					<u>\$ 251,360.50</u>	<u>\$ 251,360.50</u>	<u>\$ 251,360.50</u>

UBS FINANCIAL SERVICES

n/a	n/a	CITY ACCOUNT		0.00	59,722.20	59,722.20	59,722.20
TOTAL UBS FINANCIAL SERVICES ACCOUNTS					<u>\$ 59,722.20</u>	<u>\$ 59,722.20</u>	<u>\$ 59,722.20</u>
TOTAL CITY INVESTMENTS					<u><u>\$ 295,766,862.94</u></u>	<u><u>\$ 297,071,313.21</u></u>	<u><u>\$ 288,288,744.05</u></u>

CITY OF PALMDALE
TREASURER'S REPORT OF INVESTMENTS
October 31, 2022

LIBRARY INVESTMENTS

PURCHASE DATE	MATURITY DATE	FUND	ACCOUNT NUMBER	INTEREST RATE	INVESTED AMOUNT
STATE OF CALIFORNIA LOCAL AGENCY INVESTMENT FUND					
11-20-84	n/a	LIBRARY	16-19-012	0.78	12,529.63
TOTAL LIBRARY INVESTMENTS					\$ 12,529.63

FISCAL AGENT CASH

PURCHASE DATE	MATURITY DATE	FUND	ACCOUNT NUMBER	INTEREST RATE	INVESTED AMOUNT
BOND PROCEEDS					
<u>SIERRA GATEWAY COMMUNITY FACILITIES DISTRICT 91-1</u>					
Fiscal Agent: U.S. Bank National Association (fka First Trust)					
05-10-95	n/a	BOND	95421220	0.34	107.40
05-10-95	n/a	IMPROVEMENT	95421222	0.10	156,081.85
City Held Cash	(Fund 736-114000)	(\$255,912.67)			
TOTAL SIERRA GATEWAY COMMUNITY FACILITIES DISTRICT 91-1					\$ 156,189.25

BOND PROCEEDS

BITTER RANCH COMMUNITY FACILITIES DISTRICT 93-1

Fiscal Agent: U.S. Bank National Association (fka First Trust)

04-06-95	n/a	RESERVE-SEN	95420880	n/a	0.00
04-06-95	n/a	IMPV-ACQUI	95420884	0.01	2,604,448.06
04-06-95	n/a	BOND	95420887	0.15	0.15
City Held Cash	(Fund 738-114000)	(\$1,000,675.82)			
TOTAL BITTER RANCH COMMUNITY FACILITIES DISTRICT 93-1					\$ 2,604,448.21

BOND PROCEEDS

ANAVERDE COMMUNITY FACILITIES DISTRICT 2003-1

Fiscal Agent: U.S. Bank National Association (fka First Trust)

08-01-19	n/a	SP TAX - B BOND	242969000	0.00	99,145.14
08-01-19	n/a	RESERVE	242969003	0.00	722,953.95
08-01-19	n/a	SP TAX - REFUNDING BC	242969004	0.01	15,149.69
08-01-19	n/a	SP TAX - REFUNDING BC	242969005	0.01	300.42
City Held Cash	(Fund 734-114000)	\$207,295.05			
TOTAL ANAVERDE COMMUNITY FACILITIES DISTRICT 2003-1					\$ 837,549.20

CITY OF PALMDALE
TREASURER'S REPORT OF INVESTMENTS
October 31, 2022

BOND PROCEEDS

2005 \$7.2M COMMUNITY FACILITIES DISTRICT 05-1 (TRADE AND COMMERCE CENTER)

Fiscal Agent: U.S. Bank National Association (fka First Trust)

08-02-05	n/a	SPEC TRB SER A/B	790330000	0.01	0.00
08-02-05	n/a	RESERVE FUND	790330002	0.01	0.00

City Held Cash (Fund 735-114000) \$339,838.81

TOTAL 2005 \$7.2M COMMUNITY FACILITIES DISTRICT 05-1 (TRADE AND COMMERCE CENTER)

\$ -

BOND PROCEEDS

2005 \$7.2M COMMUNITY FACILITIES DISTRICT 05-1 (TRADE AND COMMERCE CENTER) REFUNDED 2021

Fiscal Agent: U.S. Bank National Association (fka First Trust)

	n/a	SPEC TRB SER A/B	251009000	0.01	227,243.36
	n/a	RESERVE FUND	251009001	0.01	640,972.19

City Held Cash

TOTAL 2005 \$7.2M COMMUNITY FACILITIES DISTRICT 05-1 (TRADE AND COMMERCE CENTER) REFUNDED 2021

\$ 868,215.55

BOND PROCEEDS

2006-1 Godde Hill Estate Sewer Improvements LOIB

Fiscal Agent: U.S. Bank National Association (fka First Trust)

11-08-06	n/a	REDEMPTION FUND	106844000	0.01	77,369.17
11-08-06	n/a	ADM EXP	106844002	0.01	1,602.47
11-08-06	n/a	RESERVE FUND	106844003	0.01	100,077.28

City Held Cash (Fund 739-114000) \$8,372.84

TOTAL 2006-1 Godde Hill Estate Sewer Improvements LOIB

\$ 179,048.92

BOND PROCEEDS

2007 \$19.9M COP Power Plant Land Acquisition

Fiscal Agent: U.S. Bank National Association (fka First Trust)

04-12-07	n/a	LEASE PAYMENT	112055000	0.01	0.00
04-12-07	n/a	RESERVE FUND	112055001	0.00	0.00

TOTAL 2007 \$19.9M COP Power Plant Land Acquisition

\$ -

BOND PROCEEDS

2007 \$6.5M COMMUNITY FACILITIES DISTRICT 05-1 (TRADE AND COMMERCE CENTER)

Fiscal Agent: U.S. Bank National Association (fka First Trust)

08-23-07	n/a	BOND FUND	117856000	0.01	0.00
08-23-07	n/a	RESERVE FUND	117856002	0.01	0.00

TOTAL 2007 \$6.5M COMMUNITY FACILITIES DISTRICT 05-1 (TRADE AND COMMERCE CENTER)

\$ -

CITY OF PALMDALE
TREASURER'S REPORT OF INVESTMENTS
October 31, 2022
FISCAL AGENT CASH

PURCHASE DATE	MATURITY DATE	FUND	ACCOUNT NUMBER	INTEREST RATE	INVESTED AMOUNT
BOND PROCEEDS					
<u>2012 PFA \$8.7M LEASE REVENUE BONDS</u>					
Fiscal Agent: U.S. Bank National Association (fka First Trust)					
12-19-12	n/a	REVENUE FD	201546000	0.00	500.94
12-19-12	n/a	INTEREST ACCOUNT	201546001	n/a	0.00
12-19-12	n/a	PRINCIPAL ACCOUNT	201546002	n/a	0.00
TOTAL 2012 PFA \$8.7M LEASE REVENUE BONDS					\$ 500.94
<u>2013 HA PALMDALE TRANSIT VILLAGE HOMES LLC ESCROW</u>					
Fiscal Agent: U.S. Bank National Association (fka First Trust)					
10-11-13	n/a	ESCROW FUND	206455000	0.00	2,979,500.00
TOTAL 2013 HA TRANSIT VILLAGE HOMES ESCROW					\$ 2,979,500.00
<u>2015 HA DEBT SERVICE RESERVE</u>					
Fiscal Agent: Bank of America					
11-19-15	n/a	DEBT SVC RESERVE	1257964992	0.08	39,225.10
TOTAL 2015 HA DEBT SERVICE RESERVE					\$ 39,225.10
<u>PARS RESTRICTED CASH FOR PENSION STABILIZATION TRUST FUND</u>					
05-23-18	n/a	CITY	104790895775	2.60	6,024,716.06
TOTAL PARS PENSION TRUST FUND					\$ 6,024,716.06
BOND PROCEEDS					
<u>2015 HA \$4.3M MULTIFAMILY HOUSING REVENUE BONDS</u>					
Fiscal Agent: U.S. Bank National Association (fka First Trust)					
09-03-15	n/a	BOND FUND	277067000	0.00	121,204.45
09-03-15	n/a	INTEREST ACCT	277067001	0.01	6.95
09-03-15	n/a	BOND RESERVE	277067003	0.00	281,020.87
09-03-15	n/a	REPAIR & REPLACE FUN	277067004	0.00	1,158,420.88
TOTAL 2015 HA \$4.3M MULTIFAMILY HOUSING REVENUE BONDS					\$ 1,560,653.15
BOND PROCEEDS					
<u>2017 PFA \$17.4M LEASE REVENUE BONDS</u>					
Fiscal Agent: U.S. Bank National Association (fka First Trust)					
04-05-17	n/a	REVENUE FUND	271128000	0.00	1,588,643.76
04-05-17	n/a	PRINCIPAL ACCT	271128002	n/a	0.00
TOTAL 2017 PFA \$17.4M LEASE REVENUE BONDS					\$ 1,588,643.76
Total City Held Cash (XXX-114000)					
					(\$701,081.79)
GRAND TOTAL - FISCAL AGENT CASH					\$ 15,970,474.59

CITY OF PALMDALE
TREASURER'S REPORT OF INVESTMENTS
October 31, 2022
SUMMARY OF CASH AND INVESTMENTS
Page 1 of 1

Cash on Hand			\$	(2,398,907)
Pooled Cash Investments				
City:	\$	290,121,895		
Insur Fund:		(\$1,833,151)	\$	288,288,744
Library Investments				<u>\$12,530</u>
Subtotal			\$	285,902,367
City/AD/CFD/PCA/PFA/HA				
Fiscal Agent Cash			\$	<u>15,970,475 *</u>
Grand total			\$	<u><u>301,872,842</u></u>

The interest rate quoted on LAIF, AIM, and Fiscal Agent/Trustee accounts is the most current rate available.
LAIF & AIM interest rates are as of October 31, 2022.

CITY OF PALMDALE
TREASURER'S REPORT OF INVESTMENTS
August 31, 2022
CITY OF PALMDALE

POOLED CASH - LOCAL AGENCY INVESTMENT FUND (LAIF), CALIFORNIA ASSET MANAGEMENT PROGRAM (CAMP), & UBS FINANCIAL SERVICES
October 31, 2022

TRANSACTION DATE	DEPOSIT	WITHDRAWAL	INTEREST RECEIVED	BALANCE
<u>CITY ACCOUNT 98-19-620</u>				
Beginning Balance				\$ 40,175,309.31
10/14/22			\$ 146,330.04	
Subtotal	\$ -	\$ -	\$ 146,330.04	\$ 40,321,639.35
<u>PCA ACCOUNT 40-19-060</u>				
Beginning Balance				\$ 37,298,768.41
10/14/22		\$ -	\$ 126,916.76	
Subtotal	\$ -	\$ -	\$ 126,916.76	\$ 37,425,685.17
<u>LIBRARY ACCOUNT 16-19-012</u>				
Beginning Balance				\$ 12,487.14
10/14/22		\$ -	\$ 42.49	
Subtotal	\$ -	\$ -	\$ 42.49	\$ 12,529.63
<u>ARPA ACCOUNT 19-19-004</u>				
Beginning Balance				\$ 35,079,582.75
10/14/22		\$ -	\$ 98,872.97	
Subtotal	\$ -	\$ -	\$ 98,872.97	\$ 35,178,455.72
<u>CAMP - CALIFORNIA ASSET MANAGEMENT PROGRAM</u>				
Beginning Balance				\$ 250,692.46
10/31/22		\$ -	\$ 668.04	
Subtotal	\$ -	\$ -	\$ 668.04	\$ 251,360.50
<u>UBS Financial Services</u>				
Beginning Balance				\$ 38,718.17
10/31/22			\$ 21,004.03	
Subtotal	\$ -	\$ -	\$ 21,004.03	\$ 59,722.20
Total	\$ -	\$ -	\$ 393,834.33	\$ 113,249,392.57

October 31, 2022

TN = US Treasury
FP = Federal Paper
CD = Certificate of Deposit

C = Call
M = Maturity
CB = Corporate Bond

		\$ -	\$ -	\$ - \$ - \$0.00
Total Number of Transactions:	0			

CITY OF PALMDALE
TREASURER'S REPORT OF INVESTMENTS
August 31, 2022
CITY OF PALMDALE

POOLED CASH - INVESTMENTS PURCHASED

October 31, 2022

TN = US Treasury
FP = Federal Paper
CD = Certificate of Deposit
CN = Corporate Notes

ISSUER	PURCHASE DATE	MATURITY DATE	FACE VALUE	PREMIUM / (DISCOUNT)	PURCHASE PRICE	ACCRUED INTEREST PURCHASED	NET PURCHASE	Yield
				\$ -			\$ -	
				\$ -			\$ -	
				\$ -			\$ -	
				\$ -			\$ -	
				\$ -				
			<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	

Total Number of Transactions:

0

SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF PALMDALE
TREASURER'S REPORT OF INVESTMENTS
October 31, 2022

PURCHASE DATE	MATURITY DATE	FUND	ACCOUNT/ INSTITUTION	INTEREST RATE	INVESTED AMOUNT	TOTAL
<u>STATE OF CALIFORNIA LOCAL AGENCY INVESTMENT FUND</u>						
09-01-84	n/a	SA ACCOUNT	65-19-035	0.78	5,432,717.27	
TOTAL LAIF ACCOUNTS						<u>\$ 5,432,717.27</u>
FISCAL AGENT CASH						
BOND PROCEEDS						
<u>CRA - 2002 Sub Lien Tax Allocation Bonds \$5.3M (\$5,329,748.25)</u>						
Fiscal Agent: U.S. Bank National Association						
08-20-02	n/a	RESERVE FUND	94460700	2.54	530,420.57	
08-20-02	n/a	INTEREST ACCT	94460701	0.04	29.01	
08-20-02	n/a	PRINCIPAL ACCT	94460702	0.04	0.15	
TOTAL CRA - 2002 Sub Lien Tax Allocation Bonds \$5.3M (\$5,329,748.25)						<u>\$ 530,449.73</u>
BOND PROCEEDS						
<u>2016 SA \$31.5M Tax Allocation Refunding Bonds Series A</u>						
Fiscal Agent: U.S. Bank National Association (fka First Trust)						
04-26-16	n/a	DEBT SERVICE	245113000	0.00	5.38	
04-26-16	n/a	INTEREST ACCT	245113001	N/A	0.00	
TOTAL 2016 SA \$31.5M Tax Allocation Refunding Bonds Series A						<u>\$ 5.38</u>
GRAND TOTAL - FISCAL AGENT CASH						<u><u>\$530,455</u></u>

SUMMARY OF CASH AND INVESTMENTS

Cash on Hand	\$ 200,407
Pooled Cash Investments	\$ 5,432,717
Successor Agency Fiscal Agent Cash	\$ 530,455
Grand total	<u><u>\$ 6,163,579</u></u>

* The interest rate quoted on LAIF and Fiscal Agent/Trustee accounts is the most current rate available.
LAIF interest rates are as of October 31, 2022.

SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF PALMDALE
TREASURER'S REPORT OF INVESTMENTS

POOLED CASH - LOCAL AGENCY INVESTMENT FUND (LAIF)
[October 31, 2022](#)

TRANSACTION DATE	DEPOSIT	WITHDRAWAL	INTEREST RECEIVED	BALANCE
<u>SA ACCOUNT 65-19-035</u>				
Beginning Balance				\$ 5,407,822.16
10/14/22			\$ 24,895.11	
Subtotal	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 24,895.11</u>	<u>\$ 5,432,717.27</u>



City Council Staff Report

DATE: DECEMBER 7, 2022
TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: CITY MANAGER'S OFFICE – FINANCE DIVISION
DISTRICT: ALL
SUBJECT: RECEIVE AND FILE THE SPECIAL TAX ANNUAL REPORT FOR CFD 2003-1 (ANAVERDE), CFD 05-1 (TRADE AND COMMERCE), AND CFD 16-1 (JOSHUA RANCH WATER SUPPLY AND MAINTENANCE SERVICES) IN ACCORDANCE WITH SENATE BILL 165, SECTION 53411 OF THE CALIFORNIA GOVERNMENT CODE.

ISSUE

Receive and file the Special Tax Annual Report for CFD 2003-1 (Anaverde), CFD 05-1 (Trade and Commerce), and CFD 16-1 (Joshua Ranch Water Supply and Maintenance Services) in accordance with Senate Bill 165, section 53411 of the California Government Code.

RECOMMENDATION

Staff recommends that the City Council receive and file the Annual Report for CFD 2003-1 (Anaverde), CFD 05-1 (Trade and Commerce), and CFD 16-1 (Joshua Ranch Water Supply and Maintenance Services).

BACKGROUND

The Special Tax Annual Report complies with Section 50075.3 or Section 53411 of the California Government Code as part of Senate Bill 165, the Local Agency Special Tax and Bond Accountability Act and only applies to any local special tax measure or local bond measure adopted on or after January 1, 2001. This Act requires that any local special tax or local bond measure subject to voter approval contain a statement indicating the specific purposes of the special tax, require that the proceeds of the special tax be applied to those purposes, require the creation of an account into which the proceeds shall be deposited, and require an annual report containing specified information concerning the use of the proceeds.

DISCUSSION

The requirement of the Local Agency Special Tax and Bond Accountability Act applies to the funds issued after January 1, 2001 and therefore apply to the Community Facilities District No. 2003-1 (Anaverde) with an issuance date of February 23, 2005, Community Facilities District No. 05-1 (Trade and Commerce), with an issuance date of August 2, 2005, and Community Facilities District 16-1 (Joshua Ranch Water Supply and Maintenance Services) with an issuance date of February 3, 2016.

The attached reports for Community Facilities District No. 2003-1 (Anaverde), Community Facilities District No. 05-1 (Trade and Commerce), and Community Facilities District 16-1 (Joshua Ranch Water Supply and Maintenance Services) complies with Section 50075.3 or Section 53411 that states:

“The chief fiscal officer of the issuing local agency shall file a report with its governing body no later than January 1, 2002, and at least once a year thereafter. The annual report shall contain all of the following:

- a) The amount of funds collected and expended.
- b) The status of any project required or authorized to be funded as identified in the subdivision (a) of Section 50075.1 or Section 53410.”

FISCAL IMPACT

There is no fiscal impact associated with the recommended action for this report.

STRATEGIC PLAN

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

- C. Involve and expand engagement to enhance public oversight and transparency.

Prepared by:	Willy Galindo, Senior Financial Analyst
Certified as to availability of Funds:	Janelle Samson, Director of Finance
Approved by:	Ronda Perez, Interim City Manager
Approved as to form:	Scott E. Porter, Interim City Attorney

ATTACHMENTS

1. Special Tax Annual Report

LOCAL AGENCY SPECIAL TAX AND BOND ACCOUNTABILITY ACT

Senate Bill 165, filed with the Secretary of State on September 19, 2000, enacted the Local Agency Special Tax and Bond Accountability Act (the “Act”). This Act requires that any local special tax or local bond measure subject to voter approval contain a statement indicating the specific purposes of the special tax, require that the proceeds of the special tax be applied to those purposes, require the creation of an account into which the proceeds shall be deposited, and require an annual report containing specified information concerning the use of the proceeds. The Act only applies to any local special tax measure or local bond measure adopted on or after January 1, 2001 in accordance with Section 50075.1 or Section 53410 of the California Government Code.

Some of the requirements of the Act are handled at the formation of the Special Tax District and others are handled through annual reports. This Section of this report intends to comply with Sections 50075.3 and 53411 of the California Government Code that states:

“The chief fiscal officer of the issuing local agency shall file a report with its governing body no later than January 1, 2002, and at least once a year thereafter. The annual report shall contain all of the following:

1. The amount of funds collected and expended.
2. The status of any project required or authorized to be funded as identified in subdivision (a) of Sections 50075.1 [and] 53410.”

The requirements of the Act apply to the funds for the following districts.

\$15,565,000 Improvement Area A Community Facilities District No. 2003-1 (Anaverde Public Improvements) 2019 Special Tax Refunding Bonds

PURPOSE OF SPECIAL TAX

Bonds were issued to: (1) refinance outstanding bonds issued for the Improvement Area, (2) fund a reserve fund for the Bonds, and (3) pay costs of issuing Bonds.

The Special Tax finances the following improvements: storm drain, roadway, park and landscape, water, sewer as well as dry utilities, and construction of a City maintenance facility and a weather station.

The improvements are ongoing.

COLLECTIONS AND EXPENDITURES

Fund Name	Initial Deposit	Total Amount Collected ⁽¹⁾	6/30/2022 Balance	Amount Expended ⁽²⁾
Bond Fund	\$0.00	\$32,524,096.26	\$1,185,866.74	\$31,338,229.52
Cost of Issuance Fund	208,356.94	0.00	300.42	208,056.52
Improvement Fund	361,000.00	0.00	15,149.45	345,850.55
Reserve Fund	724,052.09	0.00	722,959.79	1,092.30

(1) Aggregate amount collected since Fiscal Year 2004/05.

(2) Bond Fund Amount Expended is difference between Total Amount Collected and 6/30/2022 Balance.

\$10,442,992 Community Facilities District No. 05-1 (Trade and Commerce Center Area) 2021 Special Tax Refunding Bonds

PURPOSE OF SPECIAL TAX

Bonds were issued to refund the Series 2005 and Series 2007 Special Tax Refunding Bonds, Series A which were issued to refund: (1) a portion of the City's outstanding Limited Obligation Improvement Bonds, 10th Street West Assessment District No. 88-1 Series 1989-A, and (2) the outstanding special tax bonds for Community Facilities District No. 99-1 (Trade and Commerce Center Area), and (3) a portion of the City's outstanding Limited Obligation Improvement Bonds, 7th Street West Assessment District No. 90-2, Series 1990-A.

The projects funded by the Special Tax include: roadways and streets construction and improvements, including traffic signals, off ramps, sidewalks, gutters, street lights; storm drain, and sanitary and domestic sewer facilities.

The projects are complete.

COLLECTIONS AND EXPENDITURES

Fund Name	Initial Deposit	Total Amount Collected ⁽¹⁾	6/30/2022 Balance	Amount Expended ⁽²⁾
Bond Fund	\$0.00	\$16,897,624.81	\$901,705.21	\$15,995,919.60
Costs of Issuance Fund	148,037.74	0.00	0.00	148,037.74
Reserve Fund	639,057.15	0.00	639,156.69	0.00

(1) Aggregate amount collected since Fiscal Year 2006/07.

(2) Bond Fund Amount Expended is difference between Total Amount Collected and 6/30/2022 Balance.

**Community Facilities District No. 16-1
(Joshua Ranch Water Supply & Maintenance Services)**

PURPOSE OF SPECIAL TAX

A Special Tax is levied annually to pay for the following water rights, services, and related costs: acquisition rights to potable water to serve single family homes in phases four and five of the Joshua Ranch development; annual purchase price of the water rights; expenses of the Antelope Valley – East Kern Water Agency to transport the water; and all direct and incidental costs of landscape and drainage maintenance of the Flood Control Facility.

The project is ongoing.

COLLECTIONS AND EXPENDITURES

Fund	7/1/2021 Balance	Amount Collected⁽¹⁾	6/30/2022 Balance	Expended Amount	Service Status
Operating Fund	\$2,401,103.24	\$4,565,491.62	\$1,743,503.52	\$5,223,091.34	Ongoing

(1) Aggregate amount collected since Fiscal Year 2016/17.



City Council Staff Report

DATE: DECEMBER 7, 2022
TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: CITY ATTORNEY'S OFFICE
DISTRICT: ALL
SUBJECT: ADOPT RESOLUTION NO. CC 2022-121, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE MAKING LEGALLY REQUIRED FINDINGS AND EXTENDING REMOTE TELECONFERENCE PARTICIPATION FOR MEETINGS OF THE CITY COUNCIL AND/OR ITS RELATED OR SUBORDINATE LEGISLATIVE BODIES

ISSUE

Adopt Resolution No. CC 2022-121, a Resolution of the City Council of the City of Palmdale authorizing remote teleconference participation for meetings of the City Council and/or its subordinate legislative bodies for an additional 30-day period.

RECOMMENDATION

Staff recommends that the City Council:

1. Approve the resolution to thereby extend, for an additional 30-day period, the authority of the City Council, and all related and/or subordinate legislative bodies, to participate remotely in properly noticed meetings.

BACKGROUND

Since October 1, 2021 and through January 1, 2024, AB 361 has temporarily amended the Ralph M. Brown Act (California Government Code § 54950 *et seq.*) to provide more flexibility regarding participation in public meetings from a remote location. In layman's terms AB 361 allows "zoom" meetings if specified requirements are met.

If the City Council authorizes remote meetings, such initial authorization must expire no later than 30 days from the initial authorization. The City Council is authorized to thereafter extend the authorization if it makes one of various specified findings.

AB 361 requires several procedural safeguards to protect public participation during a remote meeting, key ones of which are summarized as follows:

1. The public must have the ability to address the legislative body directly and must be given information on how to address the legislative body;
2. The public must be provided with either a call-in or internet-based service option;
3. The legislative body must stop the meeting if the call-in or internet-based option fails;

4. The legislative body cannot require that public comments be submitted in advance (although this option can be provided);
5. Public speakers cannot be required to pre-register for public comment (except as required by an independent call-in or internet platform);
6. Members of the public must be given a reasonable time to register to provide public comment; and
7. Agencies that provide a timed public comment period shall not close the public comment period until that time period has expired.

DISCUSSION

The City Council adopted an initial AB 361 Resolution on June 15, 2022. This resolution has been extended multiple times. The most recent extension is set to expire on December 16, 2022. The question before the City Council is whether to extend this authority for an additional 30-day period. An extension of authority to remotely participate is allowed if (1) the state of emergency continues, and (2) a resolution with required findings has been adopted within the last 30 days.

The proposed resolution would be immediately effective and allow members of legislative bodies to continue to participate remotely for an additional thirty days if the agenda for the meeting has included the legally required participation noticing. The resolution would also allow the City Manager (or designee) to opt to not include such noticing, as there may be instances where it would be impractical, due to staffing considerations, to allow remote participation in meetings.

FISCAL IMPACT

There is no fiscal impact associated with this action.

STRATEGIC PLAN

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

C. Involve and expand engagement to enhance public oversight and transparency.

Prepared by:	Scott E. Porter, Interim City Attorney
Approved by:	Ronda Perez, Interim City Manager
Approved as to form:	Scott E. Porter, Interim City Attorney

ATTACHMENTS

1. Proposed Resolution No. CC 2022-121

**CITY COUNCIL
CITY OF PALMDALE, CALIFORNIA
RESOLUTION NO. CC 2022-121**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE
MAKING LEGALLY REQUIRED FINDINGS AND EXTENDING REMOTE
TELECONFERENCE PARTICIPATION FOR MEETINGS OF THE CITY
COUNCIL AND ITS RELATED AND/OR SUBORDINATE LEGISLATIVE
BODIES**

WHEREAS, the City of Palmdale is committed to preserving and fostering public access and participation in meetings of the City Council and all its subordinate bodies, consistent with the Ralph M. Brown Act (California Government Code § 54950 *et seq.*); and

WHEREAS, Government Code § 54953(e) expressly allows cities to, during the existence of a state of emergency declared by the Governor pursuant to Government Code § 8625, allow teleconference participation in city meetings;

WHEREAS, on March 4, 2020, the Governor declared a state of emergency and such declaration continues to be in effect;

WHEREAS, state and local officials have imposed or recommended measures to promote social distancing, including requirements to not return to work within specified time frames for people who have tested positive for COVID-19;

WHEREAS, the City Council adopted Resolution No 2022-120 within the last thirty days, authorizing exemption from the requirements of Government Code section 54953(b)(3) from November 16, 2022 until December 16, 2022.

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 Recitals set forth above are correct and are incorporated by reference.

SECTION 2. The City Council finds that the state of emergency declared by the Governor remains in effect and state officials continue to impose or recommend measures to promote social distancing. Therefore, for agendas which include all the noticing required by Government Code § 54953(e), the City Council and its related and/or subordinate bodies, by this Resolution, shall continue to be exempt from the requirements of Government Code section 54953(b)(3) until the end of the day on

January 6, 2022. The City Council may conduct its meetings in a manner which allows telephonic participation by the members of the legislative body, staff, and the public. Such meetings shall be conducted consistent all requirements applicable to telephonic meetings. The City Clerk is directed to notice all such meetings to allow telephonic participation by the members of such bodies and the public and staff, except as otherwise directed by the City Manager, or the City Manager's designee.

SECTION 3. This Resolution shall take effect immediately upon its adoption and shall remain effective until the end of the day on January 6, 2022, unless the term of this resolution is extended or prematurely terminated.

SECTION 4. The City Clerk shall certify to the adoption of this resolution.

PASSED, APPROVED and ADOPTED this 7th day of December, 2022.

Steven D. Hofbauer, Mayor

APPROVED AS TO FORM:

ATTEST:

Scott E. Porter
Interim City Attorney

Rochelle Scott, Acting City Clerk

I, Rochelle Scott, Acting 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 7th day of December by the following roll call vote:

AYES: _____

NOES: _____

ABSTAIN: _____ ABSENT: _____

Date: _____

Rochelle Scott, Acting City Clerk



City Council Staff Report

DATE: DECEMBER 7, 2022
TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: PUBLIC WORKS DEPARTMENT
CAPITAL IMPROVEMENT PROGRAM DIVISION

DISTRICT: 1 AND 2

SUBJECT: APPROVE SUPPLEMENTAL AGREEMENT NO. 1 WITH MANHOLE ADJUSTING, INC., FOR PN 866, SEWER MANHOLE ADJUSTMENTS AND REHABILITATION PROJECT, IN THE AMOUNT OF \$53,550 AND DETERMINE THIS ACTION IS CATEGORICALLY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA).

ISSUE

Approve Supplemental Agreement No. 1 with Manhole Adjusting, Inc., for PN 866, Sewer Manhole Adjustments and Rehabilitation Project, in the amount of \$53,550, and determine this action to be exempt under CEQA.

RECOMMENDATION

Staff recommends that the City Council:

1. Approve Supplemental Agreement No. 1 to Agreement No. A-7955 with Manhole Adjusting, Inc., for PN 866, Sewer Manhole Adjusting and Rehabilitation Project, in the amount of \$53,550.
2. Determine this action to be exempt from the California Environmental Quality Act pursuant to 14 CCR § 15301 ("Existing Facilities") and pursuant to the "catch-all" exemption of 14 CCR § 15061.
3. Authorize the Interim City Manager or her designee to execute Supplemental Agreement No. 1 to Agreement No. A-7955 with Manhole Adjusting, Inc., including minimal and/or non-substantive changes.

BACKGROUND

Capital Improvement Project No. 866 provides for the full repair and/or adjustment of 90 existing sewer manholes in various locations throughout the City. The scope of work includes the following: locate and expose manholes, coordinate with applicable agencies, notify residents and business owners, implement traffic control, prepare site for construction, saw-cut and remove pavement, excavate manhole perimeters, construct temporary false bottoms, bypass sewer flow, remove and reconstruct damaged concrete benches and channels, adjust manhole frames and covers to grade, install new manhole frames and covers, construct concrete collar/pad, salvage functional materials, and restore pavement surface to its original condition.

DISCUSSION

Supplemental Agreement No. 1 revises the project scope to include 17 additional manholes located on Rancho Vista Boulevard between 15th Street West and 30th Street West. The scope of work includes the following: adjust existing or install new manhole frame and cover to grade, construct concrete collar/pad, salvage functional materials, and restore pavement surface to its original condition.

CEQA

Staff finds that this action is categorically exempt under CEQA Guidelines § 15301(c) which exempts maintenance and minor alteration of existing facilities, including repairs to existing facilities, such as structures within streets. The project is also exempt under 14 CCR 15061(b)(3), the “common sense exemption,” because CEQA applies only to projects which have the potential for causing a significant effect on the environment where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

FISCAL IMPACT

This project is funded through Sewer Maintenance funds, which have been allocated in Account No. U0004. The total cost for the project can be seen in the following table:

SCOPE OF WORK		ORIGINAL PROJECT COST	UPDATED PROJECT COST
Agreement No. A-7955		\$340,000	\$340,000
Construction Contingency (10%)		\$34,000	-
Supplemental Agreement No. 1		-	\$53,550
Administration and Inspection		\$45,000	\$53,500
Materials Testing		\$20,000	\$25,000
Labor Compliance		\$20,000	\$21,500
Total Cost:		\$459,000	\$493,550
ACCOUNT NUMBER	STARTING BALANCE	ANTICIPATED EXPENDITURES	ANTICIPATED REMAINING BALANCE
U0004254	\$1,250,000	\$493,550	\$756,450

STRATEGIC PLAN

Goal II: 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:	Lynn Glidden, P.E., Director of Public Works
Certified as to availability of Funds:	Janelle Samson, Director of Finance
Approved by:	Ronda Perez, Interim City Manager
Approved as to form:	Scott E. Porter, Interim City Attorney

ATTACHMENTS

Supplemental No. 1 to Agreement A-7955



PALMDALE
a place to call home

SUPPLEMENTAL AGREEMENT

Supplemental Agreement No: 1

Project Title: SEWER MANHOLE ADJUSTMENTS AND REHABILITATION PROJECT

**Manhole Adjusting, Inc.
9500 Beverly Road
Pico Rivera, CA 90660**

Project No: 866 Account No. U0004254-724525 Contract Date: August 9, 2022

The following changes are hereby made to the Contract Documents:

See attached change order summary - Exhibit "A"

TOTAL \$ 53,550.00

Justification:

See attached change order summary - Exhibit "A"

Change to Contract Price:

Original Contract Amount: \$ 340,000.00

The Contract Price due to this Supplemental Agreement will be increased by: \$ 53,550.00

The new Contract Price due to this Supplemental Agreement will be: \$ 393,550.00

Change to Contract Time:

Original Contract Time: 120 [calendar days]

The Contract Time has been increased by: 30 [calendar days]

The amended date for completion of all work under the contract is: 2/3/2023

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: _____
	Contractor Name, Title	
Project Manager:	_____	Date: _____
	Rebecca Brown	
Director of Public Works:	_____	Date: _____
	Lynn Glidden, P.E.	
City Manager:	_____	Date: _____
	Ronda Perez, Interim City Manager	

ATTEST:

APPROVED AS TO FORM:

Roxanne Faber, Acting City Clerk

Scott Porter, Interim City Attorney

“EXHIBIT A”

CHANGE ORDER SUMMARY
Supplemental Agreement No. 1 to Agreement No. A-7955
for City Project No. 866, Sewer Manhole Adjustments and Rehabilitation Project

ITEM NO.	DESCRIPTION OF CHANGE AND JUSTIFICATION	AMOUNT
1	CCO #1: Additional Sewer Manhole Repairs	\$53,550
	Full repair and adjustments of 17 additional sewer manholes on Rancho Vista Boulevard.	
ONE (1) ITEM		TOTAL AMOUNT OF CHANGES: \$53,550

**MINUTES
CITY COUNCIL
CITY HALL COUNCIL CHAMBER
38300 SIERRA HIGHWAY, SUITE B
PALMDALE, CALIFORNIA
OCTOBER 19, 2022**

www.cityofpalmdale.org

5:00 P.M.

1) CALL MEETINGS TO ORDER

Mayor Hofbauer called the meeting to order at 5:01 p.m.

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

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

ABSENT: None.

3) PUBLIC COMMENTS ON CLOSED SESSION ITEMS

None.

4) PRESENTATION BY CITY ATTORNEY

Interim City Attorney Porter confirmed the items would be heard as listed.

**4.1) CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION Ricci v.
City of Palmdale, et al. Los Angeles County Superior Court Case No.
22STCV01269**

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

**4.2) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Shanae Smith, Patricia Nevarez and Michael "Mike" Behen vs. City of
Palmdale, et al.**

Los Angeles County Superior Court
Case No. 22STCV18219

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

**4.3) CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
Government Code Section 54956.9(d)(1)**

Name of case: John J. Murphy v. City of Palmdale

Los Angeles County Superior Court Case Number: 22STCV22544Related

City Claim Number: 2022-007

4.4) CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property Address: Vacant land on Southeast corner of Avenue M and 10th Street West (APN 3128-015-900 & 902)

City Negotiator: Luis Garibay, Director of Economic & Community Development

Negotiating Parties: Hafrisco LLC and Tripot LLC

Under Negotiation: Price and terms

4.5) CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code 54956.9(d)(2):
1 potential case

5) ANNOUNCEMENT BY CITY ATTORNEY

Interim City Attorney Porter announced there was no reportable action taken.

6) ADJOURN CLOSED SESSION MEETING

Mayor Hofbauer adjourned the Closed Session meeting at 8:20 p.m.

7:00 P.M.

Mayor Hofbauer called the meeting to order at 8:22 p.m.

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

The squad leader from the Antelope Valley Young Marines led the pledge of allegiance.

8) PRESENTATIONS

8.1) Mayor Hofbauer presented a Proclamation to Mark Maldonado, Antelope Valley Hispanic Chamber, declaring Hispanic Heritage Month in the City of Palmdale.

8.2) Mayor Hofbauer presented a Proclamation to the Tarzana Treatment Center declaring National Youth Substance Use Prevention Month in the City of Palmdale.

8.3) Mayor Hofbauer presented a Proclamation to the Antelope Valley Young Marines declaring October 23 - 31, 2022 as Red Ribbon Week in the City of Palmdale.

8.4) Mayor Hofbauer presented Certificates of Recognition to the 2022 Palmdale Queens.

Miss Palmdale 2022 - Jaylee Vogel

Junior Miss Palmdale 2022 - Emma Madrigal

Young Miss Palmdale 2022- Jennifer Paris Beatty

Little Miss Palmdale 2022 - Alyssa Figueroa

8.5) Mayor Hofbauer presented a Proclamation to the City of Palmdale Code Enforcement Division declaring October 10 - 14, 2022 as Code Enforcement Officer Week in the City of Palmdale.

8.6) Mayor Hofbauer presented a Proclamation to Palmdale Regional Center representatives declaring October as Breast Cancer Awareness Month in the City of Palmdale.

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

Motion: Move to 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, Juan Carrillo, Austin Bishop, Laura Bettencourt.

10) PUBLIC COMMENTS ON LISTED AGENDA ITEMS (EXCLUDING PUBLIC HEARINGS)

None.

11) CONSENT CALENDAR

11.1) Adopt Resolution No. CC 2022-116, a Resolution of the City Council of the City of Palmdale to transfer unclaimed checks from their respective funds to the general fund pursuant to California Government Code Section 50050-50057. (Staff Reference: Director of Finance Samson)
City Manager's Office - Finance Division

11.2) Adopt Resolution No. CC 2022-114, a Resolution of the City Council of the City of Palmdale approving Energy for Palmdale Independent Choice Integrated Resource Plan. (Staff Reference: Director of Finance Samson - Presented by Energy Resources Manager Salt)

Councilmember Bettencourt pulled this item for discussion.

Motion: Adopt Resolution No. CC 2022-114, a Resolution of the City Council of the City of Palmdale approving Energy for Palmdale Independent Choice Integrated Resource Plan.

Moved by Juan Carrillo, seconded by Richard J Loa.

Vote: Motion carried (4-1)

Yes: Steven Hofbauer, Richard J Loa, Juan Carrillo, Austin Bishop.

No: Laura Bettencourt.

11.3) Approve the acquisition of tax defaulted property located on the southwest corner of Avenue Q-3 and 6th Street East Alley (APN 3008-013-042 and 3008-013-043) through a Chapter 8 Agreement Sale with Los Angeles County Treasurer and Tax Collector. (Staff Reference: Director of Economic and Community Development Garibay - Presented by Management Analyst Glynn)

Mayor Pro Tem Loa pulled this item for discussion, asked for the price of the property, and the lot size. Economic and Community Development Director Garibay provided the information for the price of the property and the lot size. Discussion ensued regarding the purpose for the property.

Motion: Approve the acquisition of tax defaulted property located on the southwest corner of Avenue Q-3 and 6th Street East Alley (APN 3008-013-042 and 3008-013-043) through a Chapter 8 Agreement Sale with Los Angeles County Treasurer and Tax Collector.

Moved by Richard J Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)

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

- 11.4) Approve Supplemental Agreement No. 2 with Deark E&C, Inc. for PN 813, Palmdale Film Stages, in the amount of \$135,947.50. (Staff Reference: Acting Director of Public Works Glidden)

Motion: Approve all items listed on the Consent Calendar with the exception of Items 11.2 and 11.3.

Moved by Richard J Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)

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

12) WORKSHOP PRESENTATION

- 12.1) Presentation of Fentanyl Awareness Campaign. (Staff Reference: Assistant to the City Manager Lopez, Public Safety Supervisor German)

Assistant to the City Manager Lopez and Public Safety Supervisor German provided a detailed PowerPoint presentation on the Fentanyl Awareness Campaign. Council directed staff to provide statistics for Antelope Valley deaths. Captain Shaffer stated he would research the information. Discussion ensued regarding local death rates, narcan nasal spray, public service announcements, and use of Measure AV funds for ads.

13) PUBLIC COMMENTS ON NON-AGENDA ITEMS

The following individuals provided public input:

Michael Joel Kelly and James Valdes, representing Dr. Minn Mach, requested initiation of rezoning on the northside of Pearblossom Highway at 45th Street East for storage units.

Marcos Alvarez commented regarding public safety issues and staffing at the Palmdale Sheriff's Department.

14) CITY MANAGER'S REPORT

Interim City Manager Perez reported the following:

- Mobile Home Health Clinic would be visiting SAVES every week during the month of October
- Diversity, Equity, and Inclusion (DEI) Festival to be held on October 22, 2022 from 10am - 4pm
- Haunted House at Marie Kerr on the October 28th and 29th and Trunk or Treat would be held in Poncitlan Square on October 30th
- Ribbon-cuttings taking place for Sprouts and Pier 88
- Celebrated the installation of sod at Rancho Vista Park
- Sustainable Transportation Plan meetings and public outreach were continuing to happen
- Road work is happening at Avenue N and it is the beginning of something amazing.

15) ADJOURN

Mayor Hofbauer adjourned the meeting at 9:55 p.m. in honor of Matthew Hamlin and James Harkins.

PASSED, APPROVED, and ADOPTED this 7th day of December 2022.

Steven D. Hofbauer, Mayor

ATTEST:

Rochelle Scott, Acting City Clerk

**MINUTES
CITY COUNCIL
CITY HALL COUNCIL CHAMBER
38300 SIERRA HIGHWAY, SUITE B
PALMDALE, CALIFORNIA
OCTOBER 24, 2022**

www.cityofpalmdale.org

6:00 P.M.

1) CALL MEETING TO ORDER

Mayor Hofbauer called the meeting to order at 6:00 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 CARRILLO, BISHOP, BETTENCOURT

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

ABSENT: None.

4) WAIVER OF FULL READING OF RESOLUTION(S) and ORDINANCE(S)

Motion: Move to 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, Juan Carrillo, Austin Bishop, Laura Bettencourt.

5) PUBLIC COMMENTS

None.

6) PUBLIC HEARINGS

6.1) Adopt Resolution No. CC 2022-106, a Resolution of the City Council of the City of Palmdale of formation of the Community Facilities District No. 2022-2 (Ritter Ranch Maintenance Services), authorizing the levy of special tax within the District, and preliminarily establishing an appropriations limit for the District;

Adopt Resolution No. CC 2022-107, a Resolution of the City Council of the City of Palmdale calling a special election within Community Facilities District No. 2022-2 (Ritter Ranch Maintenance Services);

Adopt Resolution No. CC 2022-108, a Resolution of the City Council of the City of Palmdale declaring results of special election and directing recording of notice of special tax lien- Community Facilities District No. 2022-2 (Ritter Ranch Maintenance Services);

Introduce and Adopt Ordinance No. 1596, an Ordinance of the City Council of the City of Palmdale levying special taxes within City of Palmdale Community Facilities District No. 2022-2 (Ritter Ranch Maintenance Services). (Staff Reference: Director of Finance Samson)

Director of Finance Samson provided a detailed overview of this item.

Mayor Hofbauer asked if there were any written protests from owners within the district and Acting City Clerk Scott stated there were none.

Public Comments: None.

Mayor Hofbauer closed the Public Hearing.

Acting City Clerk Scott opened the ballot and stated the district was voted "Yes".

Motion: Adopt Resolution Nos. CC 2022-106 and CC 2022-107. Moved by Richard J Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)

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

Motion: Adopt Resolution No. CC 2022-108.

Moved by Richard J Loa, seconded by Austin Bishop.

Vote: Motion carried (5-0)

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

Mayor Hofbauer opened the Public Hearing.

Public Comment: None.

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

A motion was made and carried unanimously to introduce Ordinance No. 1596.

Motion: Introduce and Adopt Ordinance No. 1596.

Moved by Juan Carrillo, seconded by Richard J Loa.

Vote: Motion carried (5-0)

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

- 62) Adopt Resolution No. CC 2022-109, a Resolution of the City Council of the City of Palmdale of formation of the City of Palmdale Community Facilities District No. 2022-3 (Ritter Ranch Phase 1 Public Facilities), authorizing the levy of a special tax within the District , preliminarily establishing an appropriations limit for the District, and approving acquisition agreement;

Adopt Resolution No. CC 2022-110, a Resolution of the City Council of the City of Palmdale determining the necessity to incur bonded indebtedness for the City of Palmdale Community Facilities District No. 2022-3 (Ritter Ranch Phase 1 Public Facilities);

Adopt Resolution No. CC 2022-111, a Resolution of the City Council of the City of Palmdale calling special election within Community Facilities District No. 2022-3 (Ritter Ranch Phase 1 Public Facilities);

Adopt Resolution No. CC 2022-112, a Resolution of the City Council of the City of Palmdale declaring results of special election and directing recording of notice of special tax lien - Community Facilities District No. 2022-3 (Ritter Ranch Phase 1 Public Facilities);

Introduce and Adopt Ordinance No. 1597, an Ordinance of the City Council of the City of Palmdale levying special taxes within City of Palmdale Community Facilities District No. 2022-3 (Ritter Ranch Phase 1 Public Facilities). (Staff Reference: Director of Finance Samson)

Director of Finance Samson provided background information relating to Community Facilities District No. 2022-3 (Ritter Ranch Phase 1 Public Facilities).

Mayor Hofbauer asked if there were any owners of the property in the District or registered voters who reside in the District who wish to file written protests against the formation of the District or the special tax levy, Acting City Clerk Scott confirmed there were no written protests.

Mayor Hofbauer opened the Public Hearing.

Public Comments: None.

Mayor Hofbauer closed the Public Hearing.

Acting City Clerk Scott opened the ballot and stated the district was voted "Yes".

Motion: Adopt Resolution Nos. CC 2022-109, CC 2022-110, CC 2022-111.
Moved by Juan Carrillo, seconded by Richard J Loa.

Vote: Motion carried (5-0)

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

Motion: Adopt Resolution No. CC 2022-112.
Moved by Juan Carrillo, seconded by Richard J Loa.

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

A motion was made and carried unanimously to introduce Ordinance No. 1597.

Mayor Hofbauer opened the Public Hearing.

Public Testimony: None.

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

Motion: Move to Adopt Ordinance No. 1597
Moved by Richard J Loa, seconded by Juan Carrillo.

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

7) ADJOURNMENT

Mayor Hofbauer adjourned the meeting at 6:21 p.m. in honor of Linda Marlow.

PASSED, APPROVED, and ADOPTED this 7th day of December 2022.

Steven D. Hofbauer, Mayor

ATTEST:

Rochelle Scott, Acting City Clerk

**MINUTES
CITY COUNCIL/SUCCESSOR AGENCY
CITY HALL COUNCIL CHAMBER
38300 SIERRA HIGHWAY, SUITE B
PALMDALE, CALIFORNIA
NOVEMBER 2, 2022**

www.cityofpalmdale.org

5:00 P.M.

1) MAYOR TO CALL MEETINGS TO ORDER

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

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

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

ABSENT: None.

3) PUBLIC COMMENTS ON CLOSED SESSION ITEMS

Jason Zink commented regarding Closed Session items.

4) PRESENTATION BY CITY ATTORNEY

Interim City Attorney Porter confirmed the Closed Session items would be heard as listed.

4.1) CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION

Ricci v. City of Palmdale, et al.

Los Angeles County Superior Court Case No. 22STCV01269

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

4.2) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Shanae Smith, Patricia Nevarez and Michael "Mike" Behen vs. City of
Palmdale, et al.

Los Angeles County Superior Court

Case No. 22STCV18219

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

4.3) CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
Government Code Section 54956.9(d)(1) Name of case: John J. Murphy v.
City of Palmdale
Los Angeles County Superior Court Case Number: 22STCV22544
Related City Claim Number: 2022-007

4.4) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Leona Valley Town Council vs. City of Palmdale, et al.
Los Angeles County Superior Court Case No. 22STCP01932
This closed session is being held pursuant to the authority of California
Government Code Section 54956.9(d)(1)

5) ANNOUNCEMENT BY CITY ATTORNEY

Interim City Attorney Porter announced there was no reportable action taken.

6) ADJOURN CLOSED SESSION MEETING

Mayor Hofbauer adjourned the meeting at 7:08 p.m.

7:00 P.M.

Mayor Hofbauer called the meeting to order at 7:09 p.m.

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

8) PRESENTATION

8.1) Mayor Hofbauer presented a cute critter available for adoption at the Palmdale Animal Care Center.

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

Motion: Move to 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 Laura Bettencourt.

Vote: Motion carried (5-0)

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

10) PUBLIC COMMENTS ON LISTED AGENDA ITEMS (EXCLUDING PUBLIC HEARINGS)

None.

11) CONSENT CALENDAR

- 11.1) Receive and file the Monthly and Quarterly Investment Reports for September 2022. (Staff Reference: Director of Finance Samson)
- 11.2) Approve First Amendment to the agreement with Karma Rescue, Inc. to administer a low or no cost spay and neuter program for Palmdale residents to increase the agreement by \$300,000 for a new not to exceed total of \$500,000. (Staff Reference Interim Assistant City Manager Miller - Presented by Public Safety Supervisor German)
- 11.3) Adopt Resolution No. CC 2022-093, a Resolution of the City Council of the City of Palmdale authorizing the City Manager to renew the agreement with Kaiser Foundation Health Plan and authorization to pay all fees (Staff Reference: Human Resources Manager Nevarez)
- 11.4) Adopt Resolution No. CC 2022-094, a Resolution of the City Council of the City of Palmdale authorizing the City Manager to negotiate and execute an agreement for stop loss insurance coverage for the City's self-funded medical plan (Staff Reference: Human Resources Manager Nevarez)
- 11.5) Adopt Resolution No. CC 2022-092, a Resolution of the City Council of the City of Palmdale authorizing the City Manager to renew the agreement with Benefit & Risk Management Services and authorization to pay all fees (Staff Reference: Human Resources Manager Nevarez)
- 11.6) Receive and file the annual activity report for Development Agreement A-5595 pertaining to the Oasis Wellness Village project located at the southeast corner of Palmdale Boulevard and Tierra Subida Avenue. (Staff Reference: Director of Economic and Community Development Garibay - Presented by Senior Planner Magaña)
- 11.7) Notice of Completion - Accept public improvements for Tract 60789 located west of 40th Street East and Hollowglen Drive. (Staff Reference: Acting Director of Public Works Glidden)
- 11.8) Notice of Completion - Accept public improvements for Tract 63008 located south of Palmdale Boulevard and Chapelle Street. (Staff Reference: Acting Director of Public Works Glidden)
- 11.9) Adopt Resolution No. CC 2022-118, a Resolution of the City Council of the City of Palmdale Making Legally Required Findings for Extending Remote Teleconference Participation for Meetings of the City Council and its Related and/or Subordinate Legislative Bodies. (Staff Reference: Interim City Attorney Porter)

- 11.10) Approve the minutes from the previous meetings. (Staff Reference: Acting City Clerk Scott)

CC/SA - September 7, 2022

CC - September 21, 2022

CC/SA - October 5, 2022

Motion: Approve all items listed on the Consent Calendar.

Moved by Richard J Loa, seconded by Laura Bettencourt.

Vote: Motion carried (5-0)

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

12) PUBLIC HEARING

- 12.1) Introduction and Adoption of Ordinance No. 1600, an Ordinance of the City Council of the City of Palmdale approving Specific Plan Amendment 21-003; a request to modify the Boundary and Land Use Designations, Permitted Uses, and Standards of Development for the Palmdale Transit Area Specific Plan. (Staff Reference: Economic and Community Development Director Garibay - Presented by Associate Planner Sauder)

Mayor Pro Tem Loa recused himself on Item 12.1 and stated that one of the items being proposed in the plan is within 500 feet of a building he owns on Palmdale Boulevard.

Mayor Hofbauer read the title of Ordinance No. 1600. Associate Planner Sauder provided a PowerPoint presentation on the item. Mayor Hofbauer asked about the inclusion of the new State rules and Associate and Planner Sauder stated the new State rules are not included but projects would be subject to the bill.

Mayor Hofbauer opened the Public Hearing.

The following individuals provided public input:

Jason Zink commented in support of Specific Plan Amendment 21-003.

Richard J Loa opposed the approval of the car wash proposed in Specific Plan Amendment 21-003.

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

Motion: Move to Introduce and Adopt Ordinance No. 1600.

Moved by Juan Carrillo, seconded by Laura Bettencourt.

Vote: Motion carried (4-0)

Yes: Steven Hofbauer, Juan Carrillo, Austin Bishop, Laura Bettencourt.

- 122) Introduction and Adoption of Ordinance No. 1595, an Ordinance amending the Palmdale Municipal Code to adopt by reference the 2022 Editions of the California Building, Residential, Green Building Standards, Mechanical, Plumbing, and Electrical Codes with local amendment thereto and Title 32 Los Angeles County Fire Code. (Staff Reference: Director of Economic and Community Development Garibay - Presented by Building Official George)

Building Official George read the title of Ordinance No. 1595 and provided a brief overview of the item.

Mayor Hofbauer opened the Public Hearing.

Public Comments: None.

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

Motion: Introduce and Adopt Ordinance No. 1595.

Moved by Juan Carrillo, seconded by Richard J Loa.

Vote: Motion carried (5-0)

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

- 123) Introduction and Adoption of Ordinance No. 1599, an Ordinance of the City Council of the City of Palmdale amending in its entirety Chapter 3.08, Purchasing, of the Palmdale Municipal Code. (Staff Reference: Director of Finance Samson)

Director of Finance Samson read the title of Ordinance No. 1599 and provided a brief overview on the item.

Mayor Hofbauer opened the Public Hearing.

Public Comment: Jason Zink commented regarding the purchase of a computer system.

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

Motion: Move to Introduce and Adopt Ordinance No. 1599

Moved by Richard J Loa, seconded by Juan Carrillo.

Vote: Motion carried (5-0)

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

13) PUBLIC COMMENTS ON NON-AGENDA ITEMS

The following individuals provided public input:

Phil Denny commented regarding stipends for boards, commissions, and committees.

Benedict Waters spoke regarding the Waste Management increase and the presentation by Schneider Electric.

Jason Zink expressed his voting preferences.

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

14.1) COMMITTEE MEMBERSHIPS

- ANTELOPE VALLEY AIR QUALITY MANAGEMENT DISTRICT - Councilmember Bishop reported the AVAQMD awarded nearly \$30K to a farming company for a clean air tractor and \$24K to a gardening company for a new electric lawn mower.
- ANTELOPE VALLEY TRANSIT AUTHORITY - Mayor Pro Tem Loa reported the AVTA approved \$6M dollars to purchase additional electric busses.
- CITY OF PALMDALE AUDIT COMMITTEE - Councilmember Bishop attended the meeting and received an update on the auditor's report.
- NORTH LOS ANGELES COUNTY TRANSPORTATION COALITION - Councilmember Bishop reported a couple of the topics discussed were the ridership on the Metro and fixing the 14-freeway.
- PALMDALE RECYCLED WATER AUTHORITY - Councilmember Bishop stated the PRWA is moving forward with exploring ways to use sewage water as reusable, potable water.
- SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS REGIONAL COUNCIL - Mayor Pro Tem Loa attended the transportation committee meeting via Zoom.

Councilmember Bettencourt wished local resident, Jan, a happy recovery.

Mayor Pro Tem Loa attended the Antelope Valley Mental Health Awareness Day Walk; Antelope Valley Fair and concert; Spanish talk radio; and met with Palmdale Regional Medical Center executives regarding the application of funds for mental health initiatives.

Mayor Hofbauer expressed the need for more Medical Emergency Teams (MET) in the Antelope Valley; reported Metro will be assigning teams to the Metro system to help with the homeless situation; shared the importance of fentanyl awareness on the Spanish radio program; attended the Palm Vista Senior Living open house; and participated in the liability trust fund.

Councilmember Carrillo attended the Hispanic Chamber of Commerce luncheon; Diversity, Equity and Inclusion event; and the dedication ceremony for the new track and field at the high school on Avenue R and 40th Street East.

Councilmember Bishop attended the Antelope Valley Fair and the Kaleidoscope event.

142) MEETINGS ATTENDED AT PUBLIC EXPENSE

15) CITY MANAGER'S REPORT

Interim City Manager Perez reported on the following events, meetings, awards, and grand openings:

Events and Meetings:

- Howl-O-Ween
- Día de los Muertos
- Trunk or Treat
- Walk a Mile in Her Shoes
- Sustainable Transportation Plan meeting
- Partners Academy for Citizens

Awards received:

- Platinum Awardee for SoCal Ren
- American Defense Communities Award

Grand openings:

- Sprouts
- Pier 88

Interim City Manager Perez announced Yellen Park was out to bid. She introduced the new Public Information Officer, Thomas Lynch, who shared his background with Council.

16) CITY COUNCIL REQUESTS FOR NEW AGENDA ITEMS

Councilmember Carrillo requested a memo on the timeline for the installation of grass at Yellen Park and the roundabout landscaping.

Interim City Manager Perez stated the grass for Yellen Park and the roundabout landscaping project is currently out for bid and on October 17th roundabout went out for bid.

Councilmember Bettencourt directed staff to put the Capital Improvement Projects (CIP) on the website and the pavement schedule for citizens.

Council requested a Capital Improvement Project update.

17) ADJOURNMENT

Mayor Hofbauer adjourned the meeting at 8:21 p.m. to November 16, 2022 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 7th day of December 2022

Steven D. Hofbauer, Mayor

ATTEST:

Rochelle Scott, Acting City Clerk



City Council Staff Report

DATE: DECEMBER 7, 2022
TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: ECONOMIC AND COMMUNITY DEVELOPMENT DEPARTMENT
PLANNING DIVISION
DISTRICT: 2
SUBJECT: PUBLIC HEARING TO ADOPT RESOLUTION NO. CC 2022-117, A
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE
APPROVING GUN DEALER PERMIT 22-12 FOR UNITED TACTICAL
LLC LOCATED AT 190 SIERRA COURT, SUITE B216

ISSUE

Public Hearing to adopt Resolution No. CC 2022-117, a Resolution of the City Council of the City of Palmdale approving Gun Dealer Permit 22-12 for United Tactical LLC located at 190 Sierra Court, Suite B216.

RECOMMENDATION

Staff recommends that the City Council:

1. Adopt Resolution No. CC 2022-117 approving Gun Dealer Permit 22-12 for United Tactical LLC located at 190 Sierra Court, Suite B216.

BACKGROUND

Gun Dealer Permit 22-12 is a request by Jared Stall, manager for United Tactical LLC, to obtain a Gun Dealer's Permit for the provision of firearm and ammunition safety course, up to 10 people per course, with ancillary sales of sporting goods, ammunition and online firearm sales. The business proposes to occupy a 256 square foot tenant space and gun sales are anticipated to be less than 10 percent of overall sales. The applicant applied for a business license and Gun Dealer Permit on October 18, 2022, but will not be selling ammunition or firearms until January 2023.

DISCUSSION

The City reviewed and approved Zoning Clearance (Z22-538) determining that the proposed use is allowable within the proposed location. The Building Official has reviewed the Zoning Clearance and found the structure, premises, and equipment to conduct the business activity comply with applicable State and City health, fire, building and safety laws and regulations.

In addition, the Los Angeles County Sheriff's Department reviewed the application, completed a background check on the applicant, and found that no false statements have

knowingly been made regarding the application. Also, there are no criminal records for the applicant; therefore, the Los Angeles County Sheriff's Department has recommended approval of Gun Dealer Permit 22-12.

The Federal Firearms application and the Gun Dealer Permit applications have been completed and are on file in the Business License Division. The Gun Dealer Permit requires City Council approval pursuant to Palmdale Municipal Code (PMC) Section 5.04.150. Upon approval of the Gun Dealer Permit the applicant will be able to obtain a Federal Firearms License from the United States Department of Justice.

The applicant has demonstrated compliance with PMC Section 5.04.190 requirements for the issuance of a Gun Dealer Permit. Therefore, it is recommended that City Council adopt Resolution No. CC 2022-117 approving Gun Dealer Permit 22-12 with the following condition:

- The applicant shall provide a copy of the Federal Firearms License prior to selling firearms and ammunition.

FISCAL IMPACT

The applicant submitted the fees as established by City Council Resolution and the City will collect annual business license fees and the business will offer a new service to residents of the City.

STRATEGIC PLAN

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

- A. Support opportunities to celebrate rich traditions and diverse cultures in the community.

Prepared by:

Certified as to availability of Funds:

Approved by:

Approved as to form:

Leslie Andrews, Business License Coordinator

Janelle Samson, Director of Finance

Ronda Perez, Interim City Manager

Scott E. Porter, Interim City Attorney

ATTACHMENT

Resolution No. CC 2022-117

CITY COUNCIL
CITY OF PALMDALE, CALIFORNIA
RESOLUTION NO. CC 2022-117

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALMDALE
APPROVING GUN DEALER PERMIT 22-12 FOR UNITED TACTICAL
LLC LOCATED AT 190 SIERRA COURT, SUITE B216

WHEREAS, on October 18, 2022, Jared Stall applied for Gun Dealer Permit 22-12 for United Tactical, LLC;

WHEREAS, on November 27, 2022, the City of Palmdale published a legal notice in the Antelope Valley Press indicating that the City Council of the City of Palmdale would hold a public hearing on the application on December 7, 2022, at 7:00 p.m. at the Council Chamber, 38300 Sierra Highway, Suite B, Palmdale, CA 93550; and,

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

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 Council hereby specifically finds that all of the facts set forth in the recitals of this Resolution are true and correct.

SECTION 2. Based upon substantial evidence presented to the City Council during the December 7, 2022, public hearing, including public testimony, and written and oral staff reports, the City Council specifically finds as follows:

a) The subject site is within the CM (Community Manufacturing) General Plan land use designation and C-5 (Service Commercial) zone, which allows sales, service, and firearms. Through the recent adoption of Palmdale 2045, a comprehensive update to the General Plan, the land use designation of this site changed to AI (Aerospace Industrial) and while approval of this application is generally consistent with the intent of the AI land use designation, a completed application was submitted prior to the October 24, 2022, effective date of Palmdale 2045, this permit will be evaluated against the 1993 General Plan. General Plan Land Use Objective L2.1: Promote creation and retention of businesses within the City, to increase employment opportunities within the Antelope Valley. This objective is met by creation of a new business in Palmdale that will employ a local resident. United Tactical LLC, will provide small group firearm and ammunition safety courses of up to 10 people per

course, with ancillary sporting goods, ammunition, and online firearm sales. The business proposes to occupy a 256 square foot tenant space and gun sales are anticipated to be less than 10 percent of overall sales.

b) The structure, premises, and equipment to conduct the business activity complies with all applicable health, fire, building and safety laws of the state and the City, because the Planning Manager and Building Official have reviewed the Zoning Clearance application and found it consistent with the applicable State and City laws and regulations.

c) A review of the application by the Los Angeles County Sheriff's Department has revealed that the applicant has not knowingly made any false, misleading, or fraudulent statement of the material fact in the application for the Gun Dealer Permit and there are no criminal records for the applicant.

d) The applicant has completed the application for the Federal Firearms License and is waiting for approval. A Gun Dealer Permit application has been submitted to the City of Palmdale and copies of both applications are on file in the Business License Division.

SECTION 3. Based on the findings and conclusions set forth in the above sections, and based on all other evidence in the record, the City Council hereby approves Gun Dealer Permit 22-12, subject to the following condition:

- The applicant shall provide a copy of the issued Federal Firearms License prior to selling firearms and ammunition.

SECTION 4. The City Clerk shall certify to the adoption of this resolution.

PASSED, APPROVED and ADOPTED this 7th day of December, 2022.

Approved as to form:

Steven D. Hofbauer, Mayor

ATTEST:

Scott E. Porter
Interim City Attorney

Rochelle Scott, Acting City Clerk

I, Rochelle Scott, Acting 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 7th day of December, 2022, by the following roll call vote:

AYES: _____

NOES: _____

ABSTAIN: _____ ABSENT: _____

Date: _____
Rochelle Scott, Acting City Clerk

Gun Dealer Permit 22-12

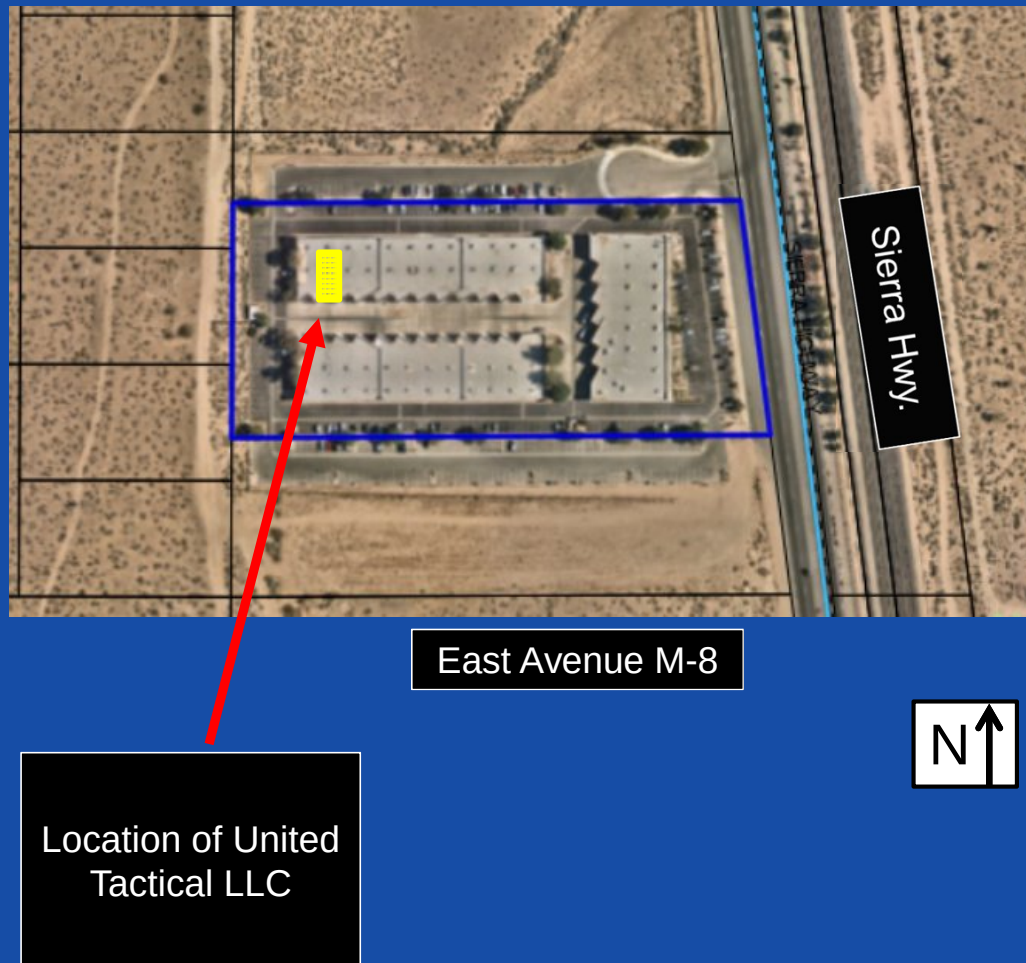
United Tactical LLC

City Council
December 7, 2022

Request to adopt Resolution No. CC 2022-117

A Resolution of the City Council of the City of Palmdale approving Gun Dealer Permit 22-12 for United Tactical LLC located at 190 Sierra Court, Suite B216

Aerial view of United Tactical LLC



- United Tactical LLC will primarily offer firearm and ammunition safety courses within a 256 square foot tenant space.

Recommendation

Adopt Resolution No. CC 2022-117
approving Gun Dealer Permit 22-12 for
United Tactical LLC



City Council Staff Report

DATE: DECEMBER 7, 2022
TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: CITY MANAGER'S OFFICE – FINANCE DIVISION
DISTRICT: ALL
SUBJECT: INTRODUCE AND ADOPT ORDINANCE NO. U-1602, AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMDALE AMENDING IN ITS ENTIRETY SECTIONS 3.14.010 AND 3.14.020 OF THE PALMDALE MUNICIPAL CODE REGARDING THE SIGNATURE AUTHORITY FOR SIGNING OF CHECKS AND WARRANTS.

ISSUE

Introduce and adopt Ordinance No. U-1602 amending in its entirety sections 3.14.010 and 3.14.020 of the Palmdale Municipal Code regarding the signature authority for signing of checks and warrants.

RECOMMENDATION

Staff recommends that the City Council conduct a public hearing and then introduce and adopt Ordinance No. U-1602.

BACKGROUND

In 1999 the City Council established procedures and signing authority for payroll warrants or checks, and warrants or checks drawn for payment by the City of Palmdale, as set forth in the Palmdale Municipal Code Sections 3.14.010 and 3.14.020. Current procedures require the Mayor or the Mayor Pro Tem to be one of the required signatories.

DISCUSSION

In March 2022, the City Council adopted Ordinance 1579, setting forth voting district boundaries. The City Council also voted to move forward with five districts and a rotating Mayor, eliminating the at-large Mayor position effective with the November 8, 2022 general election. Due to the upcoming change in Mayor, there is an urgency to adopt this ordinance amending Sections 3.14.010 and 3.14.020 of the Palmdale Municipal Code to revise the authorized signatories. There is a possibility that the change may leave the City without a required signatory for a period of time. Therefore, it is being proposed that the City Council adopt Urgency Ordinance No. U-1602 amending the required signatory to include the City Manager and one of the following: the Assistant City Manager, Director of Finance, Deputy Director of Finance, City Treasurer, or the

Deputy City Treasurer, and to remove the Board of Library Trustees, as there is no longer a separate bank account.

The below chart shows neighboring cities that have been contacted and the signatories that they include on checks and warrants:

Municipality	1st Signatory	2nd Signatory
City of Lancaster	City Manager	Director of Finance
City of Santa Clarita	City Manager	Director of Admin Svcs / City Treasurer
City of Pasadena	City Manager	City Treasurer

In accordance with Section 3.14.010, all budgeted payrolls and demands paid by warrants or checks prior to audit by the City Council will be presented to the City Council for ratification and approval in the form of an audited annual comprehensive financial report, pursuant to Government Code Section 37208(c).

FISCAL IMPACT

There is no fiscal impact associated with the recommended action for this report.

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:	Janelle Samson, Director of Finance
Certified as to availability of Funds:	Janelle Samson, Director of Finance
Approved by:	Ronda Perez, Interim City Manager
Approved as to form:	Scott E. Porter, Interim City Attorney

ATTACHMENTS

1. Ordinance No. U-1602

CITY OF PALMDALE
COUNTY OF LOS ANGELES, CALIFORNIA
ORDINANCE NO. U-1602

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PALMDALE AMENDING IN ITS ENTIRETY SECTIONS 3.14.010 AND 3.14.020 OF THE PALMDALE MUNICIPAL CODE REGARDING THE SIGNATURE AUTHORITY FOR SIGNING OF CHECKS AND WARRANTS.

WHEREAS, in 1999 the City Council established procedures and signing authority for checks and warrants; and

WHEREAS, those procedures have been codified in Chapter 3.14 of the Palmdale Municipal Code; and

WHEREAS, the current procedures require the Mayor or the Mayor Pro Tem to be one of the required signatories; and

WHEREAS, this requirement can delay the payroll checks and warrants due to the changes in the Mayor and Mayor Pro Tem; and

WHEREAS, to alleviate delays, Sections 3.14.010 and 3.14.020 of the Palmdale Municipal Code need to be amended to revise the authorized signatories, and to remove the Board of Library Trustees, as there is no longer a separate account; and

WHEREAS, there is an urgency to the adoption of this Ordinance due to the change in the Mayor, which change may occur prior to the need to issuance of the payroll checks and/or warrants leaving the City without a required signatory.

THE CITY COUNCIL OF THE CITY OF PALMDALE DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 3.14.010 is hereby amended in its entirety and replaced with the following:

“3.14.010 Certain warrants need not be audited prior to payment – Presentation to City Council for ratification.

Pursuant to Government Code Section 37208, payroll warrants or checks, and warrants or checks drawn in payment of demands for City purposes, need not be audited by the City Council prior to payment; provided, however, that such warrants or checks shall be certified or approved as conforming to the budget, adopted by ordinance or resolution of the City Council, by the City Manager, or by the Director of Finance, or by the Deputy

Director of Finance. Budgeted payrolls and demands paid by warrants or checks prior to audit by the City Council shall be presented to the City Council for ratification and approval in the form of an audited comprehensive annual financial report, pursuant to California Government Code Section 37208(c)."

SECTION 2. Section 3.14.020 is hereby amended in its entirety and replaced with the following:

"3.14.020 Depositories – Requirement.

Any financial institution or other depository with which the City now or hereafter transacts business for the credit and on the account of the City is requested, authorized and directed to honor all checks, drafts, warrants, or other orders for the payment of money drawn in the name of the when bearing the authorized signatures of the following designated officials:

The manual or facsimile signature of the City Manager, and the manual signature of one of the following: the Assistant City Manager, the Director of Finance, the Deputy Director of Finance, the City Treasurer, or the Deputy City Treasurer."

SECTION 3. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this Ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one (1) or more subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, or invalid, or ineffective, provided the basic purposes of this Ordinance and the benefits to the City and the public are not substantially impaired.

SECTION 4. The City Council finds and determines that it is necessary, proper and in the public interest to adopt new procedures for the ratification and approval of payroll checks and warrants for the City given that current Mayor shall no longer hold the office of Mayor. The prompt implementation of these procedures will provide continuity in the approval, processing and payment of checks, warrants, drafts, or orders for budgeted payrolls and demands necessary for the operations of the City. This ordinance is an urgency ordinance for the immediate preservation of the public peace, health and safety within the meaning of Government Code Section 36937(b). Therefore, this Ordinance shall take effect immediately.

SECTION 5. The City Clerk shall certify to the adoption of this ordinance and shall cause this ordinance to be published or posted as required by law.

PASSED, APPROVED and ADOPTED this 7th day of December, 2022.

Approved as to form:

Steven D. Hofbauer, Mayor

ATTEST:

Scott E. Porter
Interim City Attorney

Rochelle Scott, Acting City Clerk

I, Rochelle Scott, Acting 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 7th day of December, 2022 effective on the 8th day of December, 2022 by the following roll call vote:

AYES: _____

NOES: _____

ABSTAIN: _____ ABSENT: _____

Date: _____

Rochelle Scott, Acting City Clerk

**CITY OF PALMDALE
OFFICE OF THE CITY COUNCIL**

M E M O R A N D U M

TO: City Clerk

FROM: Laura Bettencourt, Councilmember

SUBJECT: Monthly Informational Report – Events and Meetings

DATE: December 7, 2022

During the period November 1, through November 30, 2022, I attended the following meetings and events:

November 2: Regular Council Meeting

November 11: Grand Opening for Pepper House Hot Chicken

November 16: Council Workshop

November 17: Grand Opening for Meechy's Cheesecakes
City Staff Years of Service Luncheon