



**CLOSED SESSION
CITY COUNCIL CHAMBERS
220 EAST MOUNTAIN VIEW STREET
BARSTOW, CA 92311**

**NOVEMBER 5, 2018
5:30 PM
(HANDICAPPED ACCESSIBLE)**

AGENDA

CLOSED SESSION

MAYOR

Julie Hackbarth-McIntyre

COUNCILMEMBERS

Carmen Hernandez
Merrill Gracey
Richard Harpole
Timothy R. Silva

ELECTED CITY CLERK

JoAnne V. Cousino

ELECTED CITY TREASURER

Michael Lewis

PLANNING COMMISSIONERS

Marilyn Dyer Kruse
Beatrice Lint
Elbert Muncy III
James Noble
Andrew Ziemer

BARSTOW FIRE PROTECTION DISTRICT

*A Subsidiary District of the City of
Barstow*

Julie Hackbarth-McIntyre
Carmen Hernandez
Richard Harpole
Merrill Gracey
Timothy Silva

INVOCATION:

PARTICIPATION IS INVITED: *IF YOU WISH TO BE HEARD ON ANY ITEM ON THE AGENDA INCLUDING ANY ITEM ON THE CONSENT CALENDAR, PLEASE SO INDICATE BY FILLING OUT A "REQUEST TO SPEAK" FORM AND HAND TO THE CITY CLERK. IF SPECIAL ACCOMMODATIONS ARE REQUIRED, 48 HOURS NOTICE MUST BE GIVEN TO THE CITY CLERK.*

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

- Mayor Julie Hackbarth-McIntyre
- Council Member Timothy Silva
- Council Member Merrill Gracey
- Council Member Richard Harpole
- Mayor Pro Tem Carmen Hernandez

CODE OF ETHICS: *AS YOUR ELECTED GOVERNING BOARD WE WILL REMEMBER THE "CODE OF ETHICS" THAT WE VOLUNTARILY AND UNANIMOUSLY APPROVED. DURING THIS MEETING WE WILL TREAT EACH OTHER AND THE PUBLIC WITH PATIENCE, CIVILITY AND COURTESY. THE DECISIONS MADE TONIGHT WILL BE FOR THE BENEFIT OF THE BARSTOW COMMUNITY AND NOT FOR PERSONAL GAIN.*

PUBLIC COMMENT: THIS IS THE TIME AND PLACE FOR THE GENERAL PUBLIC TO ADDRESS THE GOVERNING BOARD ON MATTERS WITHIN THEIR JURISDICTION THAT ARE NOT CURRENTLY ON THE AGENDA. STATE LAW PROHIBITS THE GOVERNING BOARD FROM ADDRESSING ANY ISSUE NOT PREVIOUSLY INCLUDED ON THE AGENDA. THE GOVERNING BOARD MAY RECEIVE COMMENT AND SET THE MATTER FOR A SUBSEQUENT MEETING. SPEAKERS ARE ASKED TO LIMIT THEIR COMMENTS TO THREE MINUTES. ALL REQUESTS TO SPEAK MUST BE RECEIVED PRIOR TO THE AGENDA ITEM BEING ADDRESSED.

REVIEW AND APPROVAL OF AGENDA: THIS IS THE TIME FOR MEMBERS OF THE GOVERNING BOARD TO CALL FOR REARRANGING THE ORDER OF THE AGENDA; ADDING ITEMS TO OR REMOVING ITEMS FROM THE AGENDA; OR REMOVING ITEMS FROM THE CONSENT CALENDAR FOR DISCUSSION AND/OR SEPARATE ACTION.

CLOSED SESSION:

1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Recommended Action:

(Government Code Section 54956.9(d)(1))

The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the local agency in litigation.

Riley and Carter vs. City of Barstow

Case No. CIVDS 1707694

2. PUBLIC EMPLOYEE APPOINTMENT

Recommended Action:

(Government Code 54957)

Title: City Manager

REPORT OF CLOSED SESSION:

ADJOURNMENT:

Individuals electing to later challenge any items listed herein will be limited to addressing only those issues raised at any public hearing or in written correspondence received by the Governing Board prior to the meeting.

Materials related to an item on this Agenda submitted to the Governing Board after distribution of the agenda packet are available for public inspection in the City Clerk's Office at 220 East Mountain View Ste. A, Barstow, CA 92311 during normal business hours.

The City of Barstow, in complying with the Americans with Disabilities Act (ADA), requests individuals who require special accommodations to access, attend and/or participate in the City meeting due to disability, to please contact the City Clerk's Office (760) 255-5122, at least one business day prior to the scheduled meeting to ensure that we may assist you.

*I hereby certify, **UNDER PENALTY OF PERJURY** that this agenda has been posted 72 hours prior to the stated meeting in a place accessible to the public.*

(Signatures on next page)

Posted on the 1st day of November, 2018.


Julie Hackbarth-McIntyre, Mayor


Charles Mitchell, City Manager/District Administrator


Patricia Rosenberg, Finance Director


JoAnne Cousino, CITY CLERK/SECRETARY

CONFIDENTIAL

City Council
11/5/18 05:30:PM
JoAnne V. Cousino
Doc ID: 3544

CLOSED SESSION AGENDA ITEM**AGENDA MATTER:**

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

EXECUTIVE SUMMARY:**DISCUSSION:****FISCAL IMPACT:****RECOMMENDED ACTION:**

(Government Code Section 54956.9(d)(1))

The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the local agency in litigation.

Riley and Carter vs. City of Barstow

Case No. CIVDS 1707694

CONFIDENTIAL

City Council
11/5/18 05:30:PM
JoAnne V. Cousino
Doc ID: 3545

CLOSED SESSION AGENDA ITEM

AGENDA MATTER:

PUBLIC EMPLOYEE APPOINTMENT

EXECUTIVE SUMMARY:

DISCUSSION:

FISCAL IMPACT:

RECOMMENDED ACTION:

(Government Code 54957)

Title: City Manager