



BARSTOW CITY COUNCIL /  
 BARSTOW FIRE PROTECTION DISTRICT  
 CITY COUNCIL CHAMBERS  
 220 EAST MOUNTAIN VIEW STREET  
 BARSTOW, CA 92311

MAY 6, 2019  
 7:00 PM  
 (HANDICAPPED ACCESSIBLE)

# MINUTES

## JOINT SPECIAL MEETING

**INVOCATION:**

PASTOR JAMES MILA from Crossroads Assembly of God gave the 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:**

MAYOR PRO TEM HERNANDEZ called the meeting to order at 7:00 p.m.

**PLEDGE OF ALLEGIANCE:**

COUNCIL MEMBER HARPOLE led the Pledge of Allegiance.

**ROLL CALL:**

Attendee Name	Title	Status	Arrived
James M. Noble	Council Member	Present	
Richard Harpole	Council Member	Present	
Carmen Hernandez	Mayor Pro Tem	Present	
Timothy Silva	Council Member	Present	
Julie Hackbarth-McIntyre	Mayor	Absent	

**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.*

MAYOR PRO TEM HERNANDEZ read the Code of Ethics.

**PRESENTATIONS:**

**1. CERTIFICATE OF APPRECIATION FOR PLEDGE LEADER**

**Recommended Action:**

Presentation item.

No Pledge Leader present.

<b>RESULT:</b>	<b>PULLED</b>
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**2. AFTER-EVENT REPORT AND PRESENTATION BY THE BARSTOW POLICE DEPARTMENT**

**Recommended Action:**

After-event report and presentation only.

CORPORAL BARRIENTOS gave a slide show and overview of the Baker to Vegas Relay Run.

- Noted it was the most prestigious Law Enforcement foot race that included participants from all over the world.

- Thanked the City for their support.

- Thanked the sponsors.

<b>RESULT:</b>	<b>PRESENTATION ONLY</b>
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**PUBLIC HEARINGS:**

NO PUBLIC HEARINGS.

**REPORT OF CLOSED SESSION:**

**1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (G.C. 54956.9(D)(2))**

**Recommended Action:**

**(GOVERNMENT CODE SECTION 54956.9(d)(2))**

*A point has been reached where, in the opinion of the legislative body of the local agency on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the local agency.*

**Number of potential cases: Two (2)**

**2. 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.*

**Griego vs. City of Barstow**

**Case No. 5:19-cv-0630**

**3. CONFERENCE WITH LEGAL COUNSEL**

**Recommended Action:**

**Labor Negotiations - (Government Code Section 54957.6) Public Employee(s)**

**City Negotiator: City Manager/District Administrator Nikki Salas**

*Employee Organization: Unit 1 San Bernardino Public Employees' Association  
Unit 2 San Bernardino Public Employees' Association  
Unit 3 Barstow Police Officers' Association  
Unit 5 Barstow Professional Firefighters' Association  
Unit 6 Barstow Management Employees' Association  
Unit 8 Barstow Police Department Management Association*

CITY ATTORNEY TERESA HIGHSMITH reported the following during the Regular City Council Meeting held at 7:00 p.m.

Item No. 1: The City Council met in Closed Session with its legal counsel to receive a briefing regarding two (2) potential cases where there was significant exposure to litigation against the local agency. Direction was provided to legal counsel.

Item No. 2: The City Council met in Closed Session with its legal counsel to receive a briefing on the existing litigation of Case No. 5:19-cv-0630 Griego vs. City of Barstow. No action was taken.

Item No. 3: The City Council met in Closed Session with its labor negotiator to receive the status of labor negotiations. No action was taken.

## **PUBLIC COMMENT:**

### ***SPEAKERS***

BRIANNA MARTINEZ - BARSTOW, CA

- Asked the City Council to consider adopting a plan to incorporate the "Enterprise Restart Model" which uplifts the homeless, trains them, and gets them the skills they need to be a productive part of society.
- Would like to get together with the City Manager regarding the plans.

JOE CRUZ - BARSTOW, CA

- Thanked the City for the support of Friday Night Lights.
- Gave an update of the Friday Night Lights.
- Said it is growing and has a positive impact on the community.
- Stated they were bringing back the Barstow Clean Sweep..
- Said he would like to meet with the City Manager to collaborate on that project.

JANE BROCKHURST - BARSTOW, CA

- Represented the Desert Discovery Center and Main Street Murals.
- Mentioned their 8<sup>th</sup> annual Mid-Summer Desert Festival would be held on June 22, 2019.
- Invited local artists, both young and old, to apply to showcase their art pieces..
- Stated they leave the art work up for about 3 months so the public could enjoy it.
- Mentioned they offered art performances such as dance, music, drama, and an art fair.
- Stated that a Well Woman Holistic Retreat would be offered at Casa Del Oasis in Newberry on Saturday, May 18, 2019.
- Stated the event offered several programs such as yoga, meditation, reiki, and a nutrition program.
- Said you can go to the Desert Discovery website to see all the programs they offered.

ROSE BEARDSHEAR - BARSTOW, CA

- Mentioned she worked for Bureau of Land Management and was a partner liaison for the Desert Discovery Center.
- Clarified Jane Brockhurst's immigration status, said she passed a federal background and had full access to the building.

- Mentioned they had a Memorandum of Understanding with the City since 2003, which would expire in October and they would soon be drafting a new MOU and hopefully continue their partnership with the City.
- Thanked Curt Mitchell for his support of the facility.
- Thanked Belinda Barbour for submitting and securing technical support to the affordable housing sustainable community.
- Noted that she attended a presentation for the program at the Healthy Cities Meeting.
- Stated it was a grant opportunity that would award up to \$20,000,000 per project.
- Said in her 21-year career they never had appropriated dollars for the Desert Discovery Center and had never received funding through the federal government.
- Mentioned it was all funded by Non-profits and other agencies such as the City.
- Thanked Jane Brockhurst for her tremendous job.

#### ANGELA PASCO - BARSTOW, CA

- Represented New Hope Village.
- Invited the public to the Barstow Project Connect on May 8<sup>th</sup>, 2019.
- Stated it was an outreach event for the homeless and low income.

#### BARSTOW POLICE OFFICER SPILLER - BARSTOW, CA

- Represented the Barstow Police Officers Association.
- Mentioned they had been in negotiations with the city for Unit 3 for several months.
- Stated City Council took binding arbitration away from the members of the association, stalled negotiations, and caused them to operate on an expired contract.
- Provided a brief description of what a binding arbitration was.
- Expressed his frustration regarding the City Council and the negotiations.
- Stated they were losing good men and women to other agencies because of this.
- Ended with a quote from John F. Kennedy.

#### BARSTOW POLICE OFFICER RAGLE - BARSTOW, CA

- Introduced himself as the President of the Barstow Police Officers Association.
- Mentioned that Council Member Harpole once served as an early member of the association.
- Talked about the purpose of the association.
- Mentioned their contract had ended on June 30, 2018 and they were working without a labor contract since that time.
- Stated they were now at an impasse.
- Stated the impasse was due to binding arbitration.
- Clarified the position of an arbitrator.

#### JANELLE BUCCI - BARSTOW, CA

- Spoke about the arbitration and how she felt it would affect the recruitment of quality officers and retaining the current ones.
- Stated she supported Barstow Police Department and the existing arbitration,
- Asked City Council to reconsider removing the binding arbitration.

#### PAT ALEMAN -BARSTOW, CA

- Talked about other cities and the sales tax issue.
- Noted that he was the Chairman of Barstow Citizens against Taxes.
- Asked the City Council to give the officers their contract and their arbitrator.

#### PATRICK SILVA - BARSTOW, CA

- Asked if the First Street Bridge was going to be made of concrete or steel.
- Mentioned that he was a member of the Ironworkers Local 433 Union.
- Would like to see more work close to home.

MICHAEL HERNANDEZ - BARSTOW, CA

- Inquired about the Casino and what the status of it was.
- Stated that he felt the casino would bring more jobs to Barstow and less crime.

BENNIE FEDRICK - BARSTOW, CA

- Addressed the City Manager and said he felt there was a great divide within the City.
- Said he was looking forward to what she could do differently.
- Said he would like to see her at meetings where the community attends.
- Mentioned what he felt was wrong with Barstow.
- Expressed his disapproval about the City Council's decision to discontinue arbitration.
- Said it was about how we unite, repair, progress, and rebuild the community.
- Stated he felt the City should be doing things to bring the community together and not cause strife.
- Stated that the City Council should allow the Police Officers to have their arbitrators.

DR. PAUL COURTNEY - BARSTOW, CA

- Read the mission statement of the Barstow Police Department.
- Reminded the City Council of what their mission statement meant.
- Thanked the City Manager for meeting with him.
- Stated he felt she was what the City needed to move past yesterday's misery.
- Mentioned the success of Friday Night Lights and thanked Council Member Noble for supporting it.
- Said he felt Barstow was a divided community.

VIRGINIA BROWN - BARSTOW, CA

- Talked about the streets and the safety of the pedestrians.
- Stated she felt Virginia Way was too narrow and was an accident waiting to happen.
- Shared she felt the City needs to support our officers and the arbitration.

JIMMY BROWN - BARSTOW, CA

- Asked how Measure Q money would be divided.
- Inquired if it would be divided into districts.

FRANK DILLARD -BARSTOW, CA

- Stated he appreciated Mayor Pro Tem Hernandez and Council Member Noble attending the National Prayer Day.
- Said his sister felt Fredrick Street near Barstow Road needed more street lights.
- Said he was looking forward to Relay for Life on May 18<sup>th</sup>, 2019.
- Stated he would like to see the Vons building turned into a skating rink.
- Said he heard Barstow was turning into a ghost town.

BARBARA ROSE - BARSTOW, CA

- Stated she was a union member.
- Noted she was also the Chair on the Barstow Unified School District, and they also dealt with the unions.
- Stated she was appalled by the City Council and the lack of trust in the Barstow Police Officers.
- Expressed her disapproval of the City Council decision to take away the arbitration with the officers.
- Stated she felt they put the community in harm's way by not reaching an agreement.
- Said she felt the officers stood for us, protect us and they deserve the arbitration.

ELONA JONES - BARSTOW, CA

- Talked about the fiduciary responsibilities of the City Council.
- Talked about the cannabis ordinance and asked where it was.
- Stated she felt some of the City Council members were complacent.

- Noted that not everyone uses cannabis as a medical source and if it goes recreational, felt the City would need the officers even more.
- Stated that she felt the City Council stood with the Fire Department in regards to Measure Q and asked what about our Police Department.

MIKE HERNANDEZ -BARSTOW, CA

- Talked about the sewer rate increase in 2011 for the Waste Water Plant.
- Stated the Waste Water Plant brought in \$15 million dollars and did not see where \$2 million of it was spent.
- Stated he felt the Waste Water Plant should not have a \$900,000 debt.
- Said he felt there needed to be better accountability of the money.
- Stated he was still waiting to see Section 7 completed.

**REVIEW AND APPROVAL OF AGENDA:**

THE AGENDA WAS APPROVED AS PRESENTED BY THE FOLLOWING VOTE:

<b>RESULT:</b>	<b>APPROVED [4-0-1-0]</b>
<b>MOVER:</b>	Richard Harpole, Council Member
<b>SECONDER:</b>	Timothy Silva, Council Member
<b>AYES:</b>	Noble, Harpole, Hernandez, Silva
<b>ABSENT:</b>	Hackbarth-McIntyre

**STAFF REPORTS:**

**3. STAFF REPORT - UPDATE ON WASTEWATER**

**Recommended Action:**

Update only.

CHIEF WASTE WATER TREATMENT PLANT OPERATOR KODY THOMPkins

- Presented an update on the Wastewater Treatment Plant:
- Noted that the Wastewater Treatment Plant was built in 1968.
- Stated there were various updates and upgrades made throughout the years.
- Noted that the Wastewater Treatment Plant was broken into two sections, pretreatment and operations.
- Stated that pretreatment oversaw all grease interceptor cleanings and inspections of 113 miles worth of collection systems as well as conducted dig alert requirements.
- Noted that pretreatment was composed of four staff members and all staff members held collection system maintenance certifications.
- Stated that the City of Barstow received third place out of all of Southern California from the Collection Systems.
- Noted that the Wastewater Treatment Plant was over 40 months without SSO's (Sanitary Sewer Overflows).
- Stated that there were five employees on the treatment side that oversaw all process control and compliance sampling, checks and inspections, solids handling, and maintenance.
- Noted the plant won Collection System of the Year and Plant of the Year through CWEA.
- Updated the public on jobs they completed including the removal of a tree root that was wrapped around a clay collections pipe, fixing the collections system so that it was easier to clean, preservation and maintenance contracts for the facility..
- Stated that there were 1702 preventative work orders completed from May of 2018 to May of 2019 and 93 corrective work orders completed in the same time-frame.
- Provided pictures on some of the jobs that the Wastewater Treatment Plant employees completed.

**POLICE CHIEF COMMENTS:**

POLICE CHIEF ALBERT RAMIREZ

- Thanked the public for their support at the Public Safety Fair that occurred on May 4, 2019.
- Stated the Public Safety Fair was the kickoff event for National Police Week, which was May 12 through May 18, 2019.
- Stated that May 15, 2019 was National Police Officer Memorial Day, and spoke about the remembrance of officers who were killed in the line of duty protecting their communities throughout the nation.

**FIRE CHIEF COMMENTS:**

FIRE CHIEF JAMIE WILLIAMS

- Noted that the week of May 6, 2019 was Wildfire Preparedness Week.
- Stated that wildfire season was approaching and warned that California wildfires have changed.
- Asked that the Barstow community be alert and prepared at all times when traveling especially down Cajon Pass and at home.

**BUSINESS OF THE COUNCIL / BFPD:**

COUNCILMEMBER SILVA

- No comments.

COUNCILMEMBER HARPOLE

- Spoke on the issue regarding the Casino project.
- Stated that if it was up to the Council, the Casino would have been built a long time ago.
- Stated that the issue was sitting on a desk at the Bureau of Indian Affairs in Washington D.C.
- Noted that the public should call the Bureau of Indian Affairs and let them know they want to see it built.
- Stated the issue was out of the Council's hands.

COUNCILMEMBER NOBLE

- No comments.

MAYOR PRO TEM HERNANDEZ

- Stated that she had attended the Public Safety Fair and thanked the Police Department for putting it on.
- Stated that the Kiwanis of Barstow program was still available to help the Police Department in the Bike Rodeo event if needed.
- Stated that she also attended the Mojave River Valley Museum Barbecue.
- Noted there were a lot of events going on in the community.
- Mentioned the two events that took place at the Desert Discovery Center.

**CITY MANAGER / DISTRICT ADMINISTRATOR COMMENTS:**

CITY MANAGER NIKKI SALAS

- Updated the public on her first month as City Manager.
- Noted she went to all community events that she was invited to and met with the community.
- Stated she also met with many of the City's charitable organizations and planned to engage with them further.
- Noted she took some time to learn the operations of the City's staff so that she could get up to speed on what the City was doing in all different areas.

- Noted that staff had been knee deep in budget preparations for next year.
- Stated she was really diving into Barstow and getting up to speed as efficiently as she could.
- Noted that Cal Angels War on Wheels came through Barstow on April 28<sup>th</sup>, 2019 and the City's Engineering Services Administrator Domingo Gonzales was able to take a few pictures.
- Explained that Cal Angels War on Wheels is a charitable organization that travels from Santa Monica to Chicago to raise money for childhood cancers.
- Reiterated that May 12 through May 18, 2019 was National Police Week and May 15<sup>th</sup> was National Police Memorial Day.
- Asked the public to please take a moment that day to think of Police Officers and Sheriff Deputies that gave their life to support and protect their communities.
- Noted that May 19 through May 25, 2019 was National Public Works Week.
- Stated that at the May 20, 2019 City Council meeting Mike Brown of the Public Works Department would give a presentation.

**CONSENT CALENDAR ITEMS:**

CITY CLERK COUSINO READ THE FOLLOWING:

**BFPD:**

**4. MINUTES JOINT SPECIAL COUNCIL/BFPD - APRIL 15, 2019 7:00 PM (BARSTOW FIRE)**

**Recommended Action:**

Approve the minutes as presented.

<b>RESULT:</b>	<b>APPROVED [4-0-1-0]</b>
<b>MOVER:</b>	Timothy Silva, Council Member
<b>SECONDER:</b>	Richard Harpole, Council Member
<b>AYES:</b>	Noble, Harpole, Hernandez, Silva
<b>ABSENT:</b>	Hackbarth-McIntyre

**5. BARSTOW FIRE DISTRICT - RATIFICATION OF ACCOUNTS PAYABLE EXPENDITURES**

**Recommended Action:**

Approve and ratify expenses as audited for checks # 76359 - 76621 and wires # 601 and 603 totaling \$116,869.50.

<b>RESULT:</b>	<b>APPROVED [4-0-1-0]</b>
<b>MOVER:</b>	Timothy Silva, Council Member
<b>SECONDER:</b>	Richard Harpole, Council Member
<b>AYES:</b>	Noble, Harpole, Hernandez, Silva
<b>ABSENT:</b>	Hackbarth-McIntyre

**CITY COUNCIL:**

**6. MINUTES CLOSED SESSION - APRIL 15, 2019 6:30 PM**

**Recommended Action:**

Approve minutes as presented.



**RESULT:** APPROVED [4-0-1-0]  
**MOVER:** Richard Harpole, Council Member  
**SECONDER:** James M. Noble, Council Member  
**AYES:** Noble, Harpole, Hernandez, Silva  
**ABSENT:** Hackbarth-McIntyre

**7. MINUTES JOINT SPECIAL COUNCIL/BFPD - APRIL 15, 2019 7:00 PM**

**Recommended Action:**  
Approve the minutes as presented.

**RESULT:** APPROVED [4-0-1-0]  
**MOVER:** Richard Harpole, Council Member  
**SECONDER:** James M. Noble, Council Member  
**AYES:** Noble, Harpole, Hernandez, Silva  
**ABSENT:** Hackbarth-McIntyre

**8. RATIFICATION OF ACCOUNTS PAYABLE EXPENDITURES**

**Recommended Action:**  
Approve and ratify expenses, as audited, for checks # 76355 - 76625 and wires # 601 - 604 totaling \$1,207,415.52

**RESULT:** APPROVED [4-0-1-0]  
**MOVER:** Timothy Silva, Council Member  
**SECONDER:** Richard Harpole, Council Member  
**AYES:** Noble, Harpole, Hernandez, Silva  
**ABSENT:** Hackbarth-McIntyre

**9. REQUEST TO SET DATE, TIME, AND PLACE FOR PUBLIC HEARING**

**Recommended Action:**  
Staff recommends that the City Council set the protest hearing for delinquent utility accounts for Monday, June 17, 2019, at 7:00 p.m. in the Barstow Council Chambers.

**RESULT:** APPROVED [4-0-1-0]  
**MOVER:** Richard Harpole, Council Member  
**SECONDER:** James M. Noble, Council Member  
**AYES:** Noble, Harpole, Hernandez, Silva  
**ABSENT:** Hackbarth-McIntyre

**10. FINAL ACCEPTANCE FOR DEWATERING PAD PROJECT (PROJECT NUMBER WW-18-002)**

**Recommended Action:**  
1. Approve final acceptance for the Dewatering Pad Project at the Wastewater Treatment Plant (Project Number WW-18-002).  
2. Authorize staff to file the attached Notice of Completion.

<b>RESULT:</b>	<b>APPROVED [4-0-1-0]</b>
<b>MOVER:</b>	Richard Harpole, Council Member
<b>SECONDER:</b>	James M. Noble, Council Member
<b>AYES:</b>	Noble, Harpole, Hernandez, Silva
<b>ABSENT:</b>	Hackbarth-McIntyre

**11. APPROVAL OF CITY OF BARSTOW REVISED SALARY SCHEDULE EFFECTIVE APRIL 8, 2019**

**Recommended Action:**

Staff recommends that the City Council approve the attached salary schedule effective April 8, 2019.

<b>RESULT:</b>	<b>APPROVED [4-0-1-0]</b>
<b>MOVER:</b>	Richard Harpole, Council Member
<b>SECONDER:</b>	James M. Noble, Council Member
<b>AYES:</b>	Noble, Harpole, Hernandez, Silva
<b>ABSENT:</b>	Hackbarth-McIntyre

**12. EXTENSION OF TIME ADDENDUM FOR PROPERTIES KNOWN AS APN 0421-133-32/33/35**

**Recommended Action:**

Staff recommends that the City Council approve the extension to time addendum for purchase of real estate for the sale of APNs: 0421-133-32/33/35 to Sterling Michaels Munce through July 29, 2019.

COUNCILMEMBER SILVA recused himself from Item No. 12.

<b>RESULT:</b>	<b>APPROVED [3 TO 0]</b>
<b>MOVER:</b>	Richard Harpole, Council Member
<b>SECONDER:</b>	James M. Noble, Council Member
<b>AYES:</b>	Noble, Harpole, Hernandez
<b>ABSENT:</b>	Hackbarth-McIntyre
<b>RECUSED:</b>	Silva

**BUSINESS / ACTION ITEMS:**

**CITY COUNCIL/BFPD:**

**13. COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) FOR FISCAL YEAR ENDED JUNE 30, 2018**

**Recommended Action:**

Accept the annual audit report as submitted.

**FINANCE DIRECTOR PATRICIA ROSENBERG**

- Introduced Mitesh Desai from Badawi and Associates.
- Conducted the audits for the City of Barstow and Barstow Fire Protection District Comprehensive Annual Financial Report (CAFR) for Fiscal Year End June 30, 2018.
- Gave a Power Point presentation and covered the areas of primary audit emphasis.
- Discussed review of journal entries and reconciliation reports.
- Reviewed Government Wide Financial Statements.
- Reviewed the General Fund expenditure coverage.
- Stated that there were not any significant audit changes.
- Provided that there were upcoming "New Accounting Standards".

COUNCILMEMBER SILVA

- Asked the Finance Director Patricia Rosenberg if the report he had was the latest version as it would be submitted to the Finance Committee.

FINANCE DIRECTOR PATRICIA ROSENBERG

- Confirmed that the final version was in his possession.

COUNCILMEMBER SILVA

- Clarified the contents of the "GASBY 75" report, which changed the City's net position by about 16.5 million dollars.
- Explained that this was not new debt, but rather taking the dollar amount from disclosure to the balance sheet.
- Inquired about the report and his concerns of the indication that the expenditures exceeded City revenues.

MITESH DESAI - AUDITOR

- Explained unrestricted fund balance did not include advances in the general fund. In the general fund there was a fund called non-spendable fund balance which included advances, such as the Waste Water advance; as a result the non-spendable fund balance went down.

COUNCILMEMBER HARPOLE

- Referenced page 13 of the Power Point presentation.
- Discussed the changes in net positions. Although there were negative numbers it was being called a positive trend to acknowledge that they were better than the last few years.
- Shared his concern about the delay in the finalization of the report.
- Stated the Comprehensive Annual Financial Report (CAFR) was completed in January and was being presented for approval in May.
- Inquired as to the explanation of delay.

MITESH DESAI - AUDITOR

- Provided that there were some problems with account reconciliation, Burrtec billing and other considerations that affected the delay.

COUNCILMEMBER HARPOLE

- Stated that he wanted to be assured that all corrections have been made.

COUNCILMEMBER NOBLE

- Questioned the auditing team if they had received all documents and information necessary to conduct the audit.

MITESH DESAI - AUDITOR

- Confirmed that all required information had been provided.
- Explained delays in finalization of report, some of which were common with staff turnover.

**SPEAKERS**

PAT ALEMAN - BARSTOW CA

- Thanked Council Member Harpole for his inquiries of the audit.
- Questioned when the Fire Department would pay back the City and if that repayment would be coming from Measure Q funds.

MIKE HERNANDEZ - BARSTOW CA

- Inquired what the Fire Departments debt amount that was used for Barstow Fire Department retirement.
- Asked if repayment would be coming from General Fund No. 1 or General Fund No. 2.
- Asked how long would it take for the Barstow Fire Department to pay off that liability?

- Asked if the City retirement fund was solvent.
- Inquired as to how you acknowledge what fund was owed and how it would be paid.

FINANCE DIRECTOR PAT ROSENBERG

- Explained that the loan was revised and rolled into one loan. The payment was a fixed amount.
- Stated that the plan was to pay back the general fund with Measure Q funds. The promissory note was a fixed payment for five (5) years.

BREAK AT 9:18 P.M.

MEETING RECONVENED AT 9:28 P.M. WITH MAYOR HACKBARTH-McINTYRE ABSENT.

<b>RESULT:</b>	<b>APPROVED [4-0-1-0]</b>
<b>MOVER:</b>	Timothy Silva, Council Member
<b>SECONDER:</b>	James M. Noble, Council Member
<b>AYES:</b>	Noble, Harpole, Hernandez, Silva
<b>ABSENT:</b>	Hackbarth-McIntyre

**14. BASIC FINANCIAL STATEMENTS FOR THE FISCAL YEAR 2018**

**Recommended Action:**

Accept the annual audit report as submitted.

Item No. 14 Information collective with Item No. 13.

<b>RESULT:</b>	<b>APPROVED [4-0-1-0]</b>
<b>MOVER:</b>	Timothy Silva, Council Member
<b>SECONDER:</b>	Richard Harpole, Council Member
<b>AYES:</b>	Noble, Harpole, Hernandez, Silva
<b>ABSENT:</b>	Hackbarth-McIntyre

**15. FISCAL YEAR 2018/19 MID-YEAR BUDGET STATUS REPORT & PROPOSED BUDGET ADJUSTMENTS**

**Recommended Action:**

Staff recommends that City Council / Fire Board approve the mid-year budget appropriations and changes as outlined in the discussion section.

FINANCE DIRECTOR PATRICIA ROSENBERG

- Provided a Power Point presentation outlining the mid-year budget review.
- Discussed proposed adjustments to the general fund.
- Provided information regarding projected changes affecting other funds.
- Provided information on revenue sources and expenditures.

COUNCILMEMBER HARPOLE

- Discussed general fund expenditures and questioned the status of balance of March 31<sup>st</sup>, 2019 report that indicated 100% expended.

FINANCE DIRECTOR PATRICIA ROSENBERG

- Stated that there were transfers pending of approximately one half million dollars.
- Confirmed that the general fund was not 100% depleted.

COUNCILMEMBER HARPOLE

- Asked Finance Director Patricia Rosenberg to provide a ball park idea of where the general fund status would be by the end of the fiscal year.
- Referred to Page five (5) of the (CAFR) Comprehensive Annual Financial Report.

- Stated that the CAFR Report ending in June, 2018, indicated a surplus of two million dollars (\$2,000,000,000) in revenue projections and nine hundred thousand (\$900,000) over in expenditures.
- Stated that in consideration of the figures that have been presented he had concerns that in the preparation of the next years (CAFR) Comprehensive Annual Financial Report that we would be talking about the same overage of (\$2,000,000,000) and (\$900,000) under estimate in expenditures.

FINANCE DIRECTOR PATRICIA ROSENBERG

- Stated that she did not believe so as the City had proposed the adjustments that would offset those numbers.

COUNCILMEMBER HARPOLE

- Expressed his concern of the budget review being held late in March rather than in January.
- Confirmed with City Manager Nikki Salas that the next budget would not include over projections and under estimates in expenditures.

<b>RESULT:</b>	<b>APPROVED [4-0-1-0]</b>
<b>MOVER:</b>	Richard Harpole, Council Member
<b>SECONDER:</b>	Timothy Silva, Council Member
<b>AYES:</b>	Noble, Harpole, Hernandez, Silva
<b>ABSENT:</b>	Hackbarth-McIntyre

**CITY COUNCIL:**

**16. CITY AWARDED HOMELESS EMERGENCY AID PROGRAM (HEAP) GRANT**

**Recommended Action:**

Staff recommends the City Council take the following actions:

1. Accept the HEAP grant.
2. Authorize staff to execute implementation.

ENVIRONMENTAL SERVICES ADMINISTRATOR BELINDA BARBOUR

- Presented information on the award of a grant for the homeless emergency aid program (HEAP) with grant monies awarded to the City of Barstow in the amount of \$376,550.
- Introduced the Homeward Bound Committee.
- Stated that the committee worked together to obtain the grant.
- The grant would allow the City to contract with the non-profit organization New Hope Village to conduct the named services under the grant.
- The grant cycle was for two (2) years.

COUNCILMEMBER SILVA

- Referenced a program that was spoken about by resident Brianna Martinez called the Restart Model.

ENVIRONMENTAL SERVICES ADMINISTRATOR BELINDA BARBOUR

- Stated that the grant monies would be used for the scope of work that was described and approved in the grant.

COUNCILMEMBER HARPOLE

- Inquired about any match requirements for the grant.

COUNCILMEMBER NOBLE

- Inquired about additional grant opportunities for the homeless.
- Provided that the government came down to a senior event and shared opportunities of grants.
- Encouraged staff to look into any grants available.

MAYOR PRO TEM HERNANDEZ

- Stated that she was happy that the community was involved.
- Said her concern was the two (2) year grant limit.
- Stated she would like to see a comprehensive plan approached.

**SPEAKERS**

ANGELA PASCO - BARSTOW, CA

- Stated that New Hope Village was happy to expand their services.
- Thanked everyone for the vote of confidence.
- Introduced the Board Members of New Hope Village.

ROSE BEARDSHEAR - BARSTOW, CA

- Thanked the City and the community for having taken a proactive approach to the issue of homeless persons.

MIKE HERNANDEZ - BARSTOW, CA

- Questioned as to how the grant money would be distributed.

COUNCILMEMBER SILVA

- Provided that the money could be used for navigation services, transportation, housing programs, bridge housing, security deposit and utility assistance.

<b>RESULT:</b>	<b>APPROVED [4-0-1-0]</b>
<b>MOVER:</b>	Timothy Silva, Council Member
<b>SECONDER:</b>	Richard Harpole, Council Member
<b>AYES:</b>	Noble, Harpole, Hernandez, Silva
<b>ABSENT:</b>	Hackbarth-McIntyre

**17. MEMORANDUM OF UNDERSTANDING WITH NEW HOPE VILLAGE, INC. TO PROVIDE HOMELESS SERVICES**

**Recommended Action:**

Staff recommends the City Council approve the Memorandum of Understanding with New Hope Village, Inc. to provide homeless services and authorize the Mayor to execute same.

ENVIRONMENTAL SERVICES ADMINISTRATOR BELINDA BARBOUR

- Presented information for the Memorandum of Understanding between The City of Barstow and New Hope Village to provide homeless services.
- Thanked New Hope Village for taking on this tremendous and necessary service.

COUNCILMEMBER SILVA

- Referred to Section 9.01 of the Audit Section stated that New Hope Village must provide an audit to be conducted at their own expense.
- Inquired if New Hope Village had funding for their own audit.

EXECUTIVE DIRECTOR NEW HOPE VILLAGE ANGELA PASCO

- Provided that financial reconciliations were done through Stewarts Tax Service.
- Stated that funding apart from the grant monies were available for audit services.

COUNCILMEMBER HARPOLE

- Questioned if they were aware of the costs of an audit.

COUNCILMEMBER NOBLE

- Referenced page 389 Section 3.0 of the Memorandum of Understanding regarding collection of data such as social security numbers and other private information.
- Inquired about what security measures were going to be taken to protect private data.

EXECUTIVE DIRECTOR NEW HOPE VILLAGE ANGELA PASCO

- Provided that they utilized the Homeless Software Program through HUD.
- Stated that no one outside the agency would have access to the sensitive information.
- Assured the Council that they had staff and knowledge to fulfill all grant reporting requirements.

MAYOR PRO TEM HERNANDEZ

- Stated that the Memorandum of Understanding referred to an Exhibit 4, which was not attached.
- Discussed funding availability and reporting requirements.

**SPEAKER**

PAT ALEMAN - BARSTOW, CA

- Thanked the Homebound Committee for all the work they were doing.
- Questioned the length of the lease.
- Questioned if there were other organizations competing for this contract with the City.

ENVIRONMENTAL SERVICES ADMINISTRATOR BELINDA BARBOUR

- Responded that there was not a lease agreement in place with New Hope Village.
- New Hope was chosen as the sole source of Transitional Housing in the Barstow area.
- New Hope Village partnered with the City in the grant application process.

COUNCILMEMBER SILVA

- Stated the City could not look for funding through the County as those monies were from a pass thru grant.
- Stated the City would continue to search all grant opportunities.

CITY ATTORNEY TERESA HIGHSMITH

- Stated that as the document with New Hope Village was a subcontractor and with the pass thru agreement, there could be no changes made to the proposed contract. The contents were required by the HEAP Program.
- Grant funds could not be used for the purposes if an audit.

<b>RESULT:</b>	<b>APPROVED [4-0-1-0]</b>
<b>MOVER:</b>	Richard Harpole, Council Member
<b>SECONDER:</b>	James M. Noble, Council Member
<b>AYES:</b>	Noble, Harpole, Hernandez, Silva
<b>ABSENT:</b>	Hackbarth-McIntyre

**18. APPOINTMENT OF RESIDENT OVERSIGHT COMMISSIONERS**

**Recommended Action:**

City Council appoint the following individuals to the Resident Oversight Commission:

- |            |                  |
|------------|------------------|
| District 1 | David Mendez     |
| District 2 | Kimberly Johnson |
| District 3 | Barbara Rose     |
| District 4 | John Williams    |
| At-Large   | Leonard Williams |

CITY MANAGER NIKKI SALAS

- Provided an overview of the methods and processes used by City staff to advertise and obtain applications for residents applying to the Measure Q Oversight Commission.
- Explained the appointment process.

COUNCILMEMBER SILVA

- Provided clarification of their process selection.

COUNCILMEMBER HARPOLE

- Stated his selection of appointment.

COUNCILMEMBER NOBLE

- Stated his selection of appointment.

MAYOR PRO TEM HERNANDEZ

- Stated her selection of appointment.
- Stated it was a difficult decision.

**SPEAKERS**

PAT ALEMAN - BARSTOW CA

- Shared his objection and noted that everyone appointed to the committee was pro tax.
- Stated that the committee did not have any authority over spending.

BENNIE FEDRICK - BARSTOW CA

- Shared his opinion on the selected members for the Resident Oversight Committee.

MIKE HERNANDEZ - BARSTOW CA

- Stated that he disagreed with the appointment of a person that was currently in a political position in a School Oversight Advisory Committee with the Barstow Unified School District.

<b>RESULT:</b>	<b>APPROVED [4-0-1-0]</b>
<b>MOVER:</b>	Richard Harpole, Timothy Silva
<b>AYES:</b>	Noble, Harpole, Hernandez, Silva
<b>ABSENT:</b>	Hackbarth-McIntyre

**19. MEASURE Q SPENDING PRIORITIES AND TIMELINE**

**Recommended Action:**

That the City Council:

1. Receive and provide input on Measure Q spending priorities; and
2. Direct staff to prepare a budget based on prioritized spending plan for Measure Q in time for annual budget approval.

CITY MANAGER NIKKI SALAS

- Gave a report on Measure Q spending priorities and timeline.
- Stated that with the appointment of the new Oversight Commission, she believed it would be a good time to revisit the spending priorities from all of the different strategic plans that came forward leading up to the election for Measure Q in November 2018.
- Invited the Council to the budget meetings that were being held the following month.
- Noted that while Measure Q was predicted to produce approximately \$7 million in revenue, the City wouldn't know for sure until the money started coming in June.
- Noted that the City wanted to be conservative in their approach as well as mindful of the community.



PUBLIC INFORMATION OFFICER ANTHONY RILEY

- Gave a Power Point presentation on Measure Q and its critical unfunded needs.
- Stated the Police Department's goals for year one with revenue from Measure Q would be a combination of three patrol units, one unmarked vehicle, eight police officers, and one emergency dispatcher.
- Stated that the goals for the Fire Department for the first year of revenue from Measure Q would be one paramedic squad, six firefighters and paramedics, as well as three Battalion Chiefs.
- Stated that in year one, the Park and Recreation Department hoped that with the revenue from Measure Q they would be able to invest in park maintenance workers, playground and covers, as well as park picnic patios and covers.
- Noted that the goals of the Public Works Department for the first year of revenue with Measure Q funds would be public service workers, a fleet mechanic, and to address the backlog of street repairs such as potholes and sidewalk repairs.

CITY MANAGER NIKKI SALAS

- Gave dates for upcoming meetings for future discussions and training on Measure Q.
- Noted that the City would be updating the website for Measure Q and its strategic plans.

PAT ALEMAN - BARSTOW CA

- Stated that he was against Measure Q and planned to go to court to have it recalled on the next ballot.
- Stated that with the revenue coming in for Measure Q, he would like to see new programs being brought to Barstow.
- Stated that he knew the City needed to pay into pensions, but that the money for Measure Q should be dispersed evenly between City employees and the general public.

BENNIE FREDRICK - BARSTOW CA

- Noted that he found it appalling that the Council and residents were making a decision on an item that was dividing the town while the Mayor was not in attendance.
- Stated that when Measure Q first started, the signs read that it would help the Fire Department, Police Department, the youth, as well as the seniors.
- Asked the council where the youth and seniors were benefitting from Measure Q.
- Stated it seemed like Council was working backwards, rather than forward regarding Measure Q.
- Thanked Council Members Silva, Harpole, and Mayor Pro Tem Hernandez for the decisions they made on the elections of Oversight Commission.

JOE CRUZ BARSTOW - CA

- Stated that he was happy with the decisions of the newly elected Oversight Commission.
- Asked how the City was planning to manage the money from Measure Q in terms of building revenue.
- Stated that he "saw no new trees being planted and wondered how they were supposed to grow."
- Asked the Council what they planned on doing to draw more income into the City.
- Noted that if the City marketed itself better, it would have more revenue for the things that it needed.

ROSE BEARDSHEAR BARSTOW - CA

- Noted that she was so involved in the Homeward Bound Committee that she didn't have a chance to become as involved in the Oversight Commission.
- Noted that she saw parks and recreation being funded with Measure Q revenue and that meant the youth was being covered.

- Stated she was glad of the choices that Council made on the Oversight Commission and felt they represented our City well.

MIKE HERNANDEZ BARSTOW - CA

- Noted that the presentation Mrs. Salas gave did not include the payback to City or how much the retirement payback would receive.
- Asked what money would be left over to complete other projects with.

COUNCILMEMBER HARPOLE

- Stated it was important to mention that Measure Q was not a “one and done” movement, it would proceed for years to come.
- Noted that during the initial discussion for Measure Q, critical items were discussed.
- Noted that it was impossible to take care of every unmet need in the community within the first year of Measure Q being active.
- Stated that the only way City staff could use the money from Measure Q was if it was incorporated into the budget and the Council approved it.
- Noted it was the Council’s goal to meet the critical needs of each City department within the first year, which ultimately bettered the community, and provided a safer environment.
- Asked the community to have faith in the Council’s ability to make the town of Barstow a better place.
- Asked that the public and the Council work together toward the common goal of improving Barstow.
- Noted that all of the money from Measure Q was not being paid by the residents of Barstow; 70% of the money being raised was expected to be brought in from people driving through the community.

MAYOR PRO TEM HERNANDEZ

- Suggested that the money from Measure Q be put into a third general fund so that the money coming in from Measure Q was not being co-mingled with other funds and the public knew where the money was going.

<b>RESULT:</b>	<b>APPROVED [4-0-1-0]</b>
<b>MOVER:</b>	Richard Harpole, Council Member
<b>SECONDER:</b>	Timothy Silva, Council Member
<b>AYES:</b>	Noble, Harpole, Hernandez, Silva
<b>ABSENT:</b>	Hackbarth-McIntyre

**DEFERRED ITEMS:**

NONE.

**COUNCIL COMMITTEE REPORTS:**

COUNCILMEMBER SILVA

- Noted that he did not attend the National Day of Prayer event because he attended a regional conference for Mayor Hackbarth- McIntyre.
- Reported that in general session they approved one amendment to the by-laws, which was making the engineering technology committee into a permanent committee.

COUNCILMEMBER HARPOLE

- Noted that on May 20, 2019 at 9:30 a.m., the VVTA meeting would be held in the City Council Chambers.
- Announced that the Rules and Policy Committee would not be meeting in the month of May, instead it would be held on June 10, 2019.

- Informed the public that at the first meeting in June, Council would discuss the Marijuana Ordinance.

COUNCILMEMBER NOBLE

- Reiterated that he would be attending the VVTA meeting on May 20, 2019.
- Stated that National Day of Prayer was a great event.
- Shared that National Day of Prayer was in great attendance by City staff as well as the community.
- Noted that he would be attending the Military Affairs Meeting on May 14, 2019.

MAYOR PRO TEM HERNANDEZ

- Stated that the Street Committee meeting was held on May 01, 2019 and a presentation was given by Southwest Gas Corp.
- Noted that there were issues with utility companies.
- Discussed the plans to work on sewer for West Section 7, which were expected to start in 2020.
- Talked about the First Street Bridge project noting that they hoped someone would take over the payment section of the project.

**ADJOURNMENT:**

By the consensus of the Council Members without objection, the meeting was adjourned at 10:57 p.m.

*The meeting was adjourned in honor of Ora Yazzi, mother of Verna Yazzi, Barstow City Employee and Lois Keenan, long time Barstow Community Hospital employee and volunteer. These two women of Barstow were very dedicated individuals who made a difference in our community.*

*Respectfully Submitted:*

*Approved:*

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*JoAnne V. Cousino, City Clerk  
Tem*

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*Carmen M. Hernandez, Mayor Pro*