

## **AGENDA**

### **APPLE VALLEY TOWN COUNCIL/APPLE VALLEY SUCCESSOR AGENCY**

**APRIL 25, 2017**

**REGULAR SESSION BEGINS AT 6:30 P.M.**

#### **PLEASE SILENCE CELL PHONES AND PAGERS UPON ENTERING THE CHAMBER**

The meeting will occur in the Council Chamber located at 14955 Dale Evans Parkway in Apple Valley, California.

This is an agenda for the scheduled meeting of the Town Council of the Town of Apple Valley.

This agenda contains a brief description of each item of business to be considered at today's meeting. In accordance with the Brown Act, this meeting agenda is posted at least 72 hours prior to the regularly scheduled meeting. The agenda, its supporting documents and all writings received by the Town Council related to these items are public records and available for review during regular business hours in the Town Clerk's office in the Town Council Chamber. The agenda and its supporting documents, along with live and archived video of the meeting, can be viewed online at <http://www.applevalley.org>. However, the online agenda may not include all available supporting documents or the most current version of documents.

Materials related to an item on this agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the Town Clerk's Office at 14955 Dale Evans Parkway, Apple Valley, CA during normal business hours. Such documents are also available on the Town of Apple Valley website at [www.applevalley.org](http://www.applevalley.org) subject to staff's ability to post the documents before the meeting.

Items listed on the Consent Calendar are expected to be routine and non-controversial and, unless the Town Council directs that an item be held for further discussion, the entire Consent Calendar will be acted upon as the first item of business. If the Town Council directs that an item listed on the Consent Calendar be held for further discussion, the item will be addressed immediately after approval of the Consent Calendar.

In accordance with the Rules of Procedure, members of the public may address the Town Council on any item on the agenda and on any matter that is within the Town Council's jurisdiction. To address the Town Council regarding an item, complete and submit the yellow card entitled Request to Speak. Please indicate on the card whether you are speaking under Public Comments or on an item that is listed on the agenda and please list the item number.

When called, approach the podium and if desired, please state your name before giving your presentation. Speakers may address the Town Council for up to three (3) minutes. Speakers are to address the Town Council as a whole through the Presiding Officer. Comments to individual Council Members and/or staff are not permitted.

Individuals, who demonstrate disruptive conduct during Town Council meetings that prevent the Town Council from conducting its meeting in an orderly manner, are guilty of a misdemeanor as stated in PC403, disrupting a public meeting and are subject to removal from the chamber or arrest.

The Town of Apple Valley recognizes its obligation to provide equal access to those individuals with disabilities. Please contact the Town Clerk's Office at (760) 240-7000 two working days prior to the scheduled meeting for any requests for reasonable accommodations.

**TOWN COUNCIL REGULAR SESSION**

**CALL TO ORDER THE REGULAR SESSION OF THE TOWN COUNCIL MEETING – 6:30 p.m.**

**ROLL CALL**

**COUNCIL MEMBERS:**

Cusack\_\_\_\_\_, Emick \_\_\_\_\_, Stanton \_\_\_\_\_, Mayor Pro Tem Bishop \_\_\_\_\_, Mayor Nassif \_\_\_\_\_.

**(WHERE APPROPRIATE OR DEEMED NECESSARY, ACTION MAY BE TAKEN ON ANY ITEM LISTED IN THE AGENDA)**

**OPENING CEREMONIES**

**INVOCATION:** Pastor Kit Johnson, Life Point Baptist Church

**PLEDGE OF ALLEGIANCE:**

**PRESENTATIONS:** Employee of the Quarter presented to Charlene Engeron, Public Relations Specialist

**PUBLIC COMMENTS**

**COUNCILMEMBER COMMITTEE/COMMISSION PARTICIPATION**

Boards, Committees and Commissions

**TOWN COUNCIL ANNOUNCEMENTS**

**Suggested items for future agenda:**

**Time, Date & Place for Next Town Council Regular or Special Meeting:**

- A. Regular Meeting – Tuesday, May 9, 2017 – Council Chamber  
Regular Session at 6:30 p.m.**

## TOWN COUNCIL CONSENT AGENDA

**Recommendation:** Adopt all below listed items on the Consent Agenda in one motion. The Consent Agenda is composed of routine non-controversial items of business and will be adopted in whole in one motion unless a request is made by a Council Member to remove a specific item.

1. **Approval of Minutes of the Town Council**
  - A. **Regular Meeting – April 11, 2017**

**Recommendation:**  
Approve the subject minutes as part of the consent agenda.
2. **Request for Proposals – Master Plan for Identifying Potential Locations and Marketing Wireless Telecommunication Sites within the Town**

**Recommendation:**  
That the Town Council authorize staff to issue the Request for Proposals (RFP) – Location and Marketing Plan for Telecommunication sites within the Town of Apple Valley.
3. **Acceptance of Completed Improvements and Release of Surety Bonds for a Portion of Tract Map No. 17093-1**

**Recommendation:**  
In accordance with the attached negotiated Settlement and General Release Agreement dated October 17, 2016, that Town Council accept the completed Public Improvements, and authorize the release of surety bond securities for Tract Map No. 17093-1.

## PUBLIC HEARINGS

4. **Continue Date of Second Public Hearing for 2017-2021 Consolidated Plan and 2017-2018 First Year Action Plan**

**Recommendation:**

  1. Open Public Hearing.
  2. That the Town Council continue this item to the meeting of June 13, 2017 at 6:30 p.m., as the date and time certain for the purpose of conducting the second of two (2) public hearings necessary to adopt the Town's 2017-2021 Consolidated Plan and 2017-2018 First Year Action Plan.

## REPORTS, REQUESTS AND COMMUNICATIONS

### BUSINESS OF THE COUNCIL

5. **CEMEX Request to Allow Overhead Power Lines**

**Recommendation:**  
Provide Staff with direction regarding the request to allow overhead utility lines for the CEMEX mining and aggregates process facility.
6. **Presentation – Financing of the Purchase of Liberty Utilities**

**Recommendation:**  
This is a verbal presentation only. There is no action required.

**TOWN MANAGER'S COMMENTS & LEGISLATIVE UPDATE**

**DEPARTMENTAL REPORTS AND BUSINESS**

**None.**

**CLOSED SESSION**

**7. Closed Session**

- A. Conference with Legal Counsel – Anticipated Litigation – Significant exposure to litigation pursuant to Paragraph (2) of subdivision (d) of Section 54956.9: one or more potential cases.
- B. Conference with Legal Counsel – Anticipated Litigation – Initiation of litigation pursuant to Paragraph (4) of subdivision (d) of Section 54956.9: one or more potential cases.
- C. Conference with Legal Counsel – Existing Litigation – Pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9, Case No.: CIVDS1601999 – Town of Apple Valley vs. Jess Ranch Development, Et Al.

**ADJOURNMENT**

**MOTION**

Time: \_\_\_\_\_