



336 Pacific Avenue, Shafter, CA 93263
Meeting Held In-Person and Via Zoom and Livestream on YouTube.

**AGENDA
REGULAR MEETING
SHAFTER CITY COUNCIL
TUESDAY, AUGUST 15, 2023**

NOTICE TO THE PUBLIC:

Any documents produced by the City and distributed to a majority of the City Council regarding any item on this agenda will be made available in the City Clerk's Office during normal business hours at City Hall located at 336 Pacific Avenue, Shafter CA. In addition, such documents will be posted on the City's website at www.shafter.com.

CALL TO ORDER: 6:00 PM

ROLL CALL: Mayor Givens
Mayor Pro Tem Prout
Council Member Alvarado
Council Member Espinoza
Council Member Olvera

PLEDGE OF ALLEGIANCE: Council Member Alvarado

INVOCATION: Mayor Givens

APPROVAL OF AGENDA:

PUBLIC COMMENT:

Those persons wishing to speak on any item included on the agenda, or on any matter within the subject matter jurisdiction of the City Council, are invited to speak from the podium and address the City Council. Speakers are limited to five minutes unless additional time is needed for translation. Please state your name and address for the record before making your presentation.

COUNCIL ANNOUNCEMENTS AND REPORTS:

On their own initiative, Council Members may make a brief announcement or a brief report on their own activities. Council Members may ask a question for clarification, make a referral to staff, or take action to have staff place a matter of business on a future agenda. No formal action by the Council will be taken unless an item is identified on the Agenda.

CONSENT CALENDAR:

All items on the consent calendar are considered routine and non-controversial by staff and will be approved by one motion if no member of the Council or public wishes to comment or ask questions. If comment or discussion is desired by anyone, the item will be removed from the consent calendar and will be considered in the listed sequence with an opportunity for any member of the public to address the Council concerning the item before action is taken.

1. Approve General Checks: August 3, 2023, August 10, 2023.
2. Approve Payroll: July 28, 2023, July 31, 2023, August 1, 2023.
3. Approve Overtime Report: July 2023.
4. Approve Minutes: August 1, 2023.
5. Council find the action is not defined as a "project" per Section 15378(b)(4) of the CEQA Guidelines; approve a quote submitted by West Coast Rubber Recycling, Inc. for \$14,967.25 for the purchase of tire-derived landscape mulch; authorize the Public Works Director to award said purchase; and authorize a budget increase for Capital Improvement Program Project #PK00007 in the amount of \$33,332 to fund both grant proceeds and expenditures.
6. Council find the action is not defined as a "project" per Section 15378(b)(4) of the CEQA Guidelines; and authorize a budget appropriation increase of \$1,000,000 to Capital Improvement Program Project ST00022 for grant project expenses and reimbursement planned through the State Route 43 - Sidewalk and Bike Lane Improvements Project funding agreement (Agreement No. G-157145-A1)
7. Council find the action is not defined as a "project" per Section 15378(b)(5) of the CEQA Guidelines; approve the salvage of three (3) Shafter Police Department Patrol Vehicle Units #91, 93, and #94 due to the excessive mileage, maintenance costs, and low value of vehicles.
8. Council find the action is not defined as a "project" per Section 15378(b)(5) of the CEQA Guidelines; and accept the public park improvements for Community Park located within Tract 7332 Phase 1 and authorize the City Engineer to file a Notice of Completion and Acceptance of Work.
9. Council find the requested action is not defined as a "project" per Section 15378(b)(5) of the CEQA Guidelines; waive further reading and adopt Resolution 2937, a Resolution of the City Council of the City of Shafter Electing to Refer an Appeal of an Employee Personnel Matter to a Neutral Hearing Officer Whose Decision Shall be Subject to Review and Ratification by the City Council in Accordance with Section 11.12 of the City of Shafter Personnel Rules.

MANAGEMENT REPORT:

1. **PRESENTATION OF SHAFTER HOTEL MARKET DEMAND ANALYSIS:** Council find the action is not defined as a "project" per Section 15378(b)(5) of the CEQA Guidelines; accept presentation of Shafter Hotel Market Demand Analysis as completed by Kosmont Company. (City Manager Gabriel A. Gonzalez)

ROLL CALL

2. **APPROVE THE SECOND AMENDMENT OF THE CITY MANAGER EMPLOYMENT AGREEMENT WITH GABRIEL A. GONZALEZ:** Council find the

action is not defined as a "project" per Section 15378(b)(4) of the CEQA Guidelines; and approve the Second Amendment to the City Manager Employment Agreement with Gabriel A. Gonzalez. (City Manager Gabriel A. Gonzalez)

ROLL CALL

- 3. APPROVAL OF EXCLUSIVE NEGOTIATING AGREEMENT (ENA) FOR A TERM OF 160-DAYS WITH MICHAEL HAIR, OPERATING AS LeORA, LLC:** Council find the action is not defined as a "project" per Section 15378(b)(5) of the CEQA Guidelines; authorize the City Manager to enter into an Exclusive Negotiating Agreement ("ENA") with Michael Hair, operating as LeOra, LLC ("Developer") to acquire and develop the approximately one half acre City-owned property (APN 028-200-31) near the corner of Lerdo Highway and S. Central Valey Highway. (City Manager Gabriel A. Gonzalez)

ROLL CALL

- 4. LEAGUE OF CALIFORNIA CITIES 2023 ANNUAL CONFERENCE DESIGNATION OF VOTING DELEGATE:** Council find the action is not defined as a "project" per Section 15378(b)(5) of the CEQA Guidelines; and appoint a City of Shafter Councilmember as a voting delegate and up to two alternate voting delegates to vote on proposed policies at the League of California Cities Annual Conference September 20-22, 2023. (City Manager Gabriel A. Gonzalez)

ROLL CALL

CITY MANAGER COMMENTS AND REPORTS:

DEPARTMENT DIRECTOR COMMENTS AND REPORTS:

RECESS:

CLOSED SESSION:

- 1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS:** Pursuant to California Government Code, Section 54956.8
Property: Assessor's Parcel Number 089-150-01. Agency Negotiator: City Manager Gonzalez. Negotiating Parties: River Island Holdings, LLC, Carl Daniel. Under Negotiation: Price and terms.
- 2. CONFERENCE WITH LABOR NEGOTIATORS:** Pursuant to California Government Code, Section 54957.6
Agency Representative: Gabriel A. Gonzalez, City Manager. Employee Organization: Service Employees International Union, Local 521; Shafter Police Officers Association; Non-represented employees.

ADJOURNMENT:

Pursuant to the Americans with Disabilities Act, if you need special assistance to participate in a City Council Meeting, please contact the City Clerk at (661) 746-5000 at least three (3) days prior to the meeting or time the special services are needed to allow City staff in making reasonable arrangements to provide you with access to the meeting. Any public record, relating to an open session agenda item, that is distributed within 72 hours prior to the meeting is available for public inspection in the City Clerk's

Office at Shafter City Hall, 336 Pacific Ave., Shafter, CA 93263. This is to certify that this Agenda notice was posted at City Hall and Police Dept. by 5:00 p.m., August 11, 2023. Yazmina Pallares, S/S, City Clerk

REMOTE PUBLIC PARTICIPATION IS ALLOWED IN THE FOLLOWING WAYS, SEE BELOW FOR INSTRUCTIONS.

1. You are strongly encouraged to observe the City Council meetings live via YouTube <https://www.youtube.com/user/CityofShafter/>
2. If you wish to make a comment on a specific agenda item or public comment, please submit your comment via email by **6:00 PM on August 15, 2023** to the City Clerk at CityClerk@shafter.com
3. If you wish to make a written comment to the City Clerk, 336 Pacific Avenue, Shafter, CA 93263.
4. If you wish to make a comment during the live meeting, callers must first register with the City Clerk at 661-746-5012 before the meeting begins to receive instructions and the call- in number and code. Please call by 5:00pm on the Monday prior to the City Council meeting to allow ample time for sign up. You will need to provide your name, phone number and the item number you wish to address.
5. All public comments are provided to the City Council and applicable Staff, for review and consideration by the Board prior to taking action on any matters listed on the agenda and are incorporated into the official record of the City Council meeting.