



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

**AGENDA
REGULAR MEETING
SHAFTER CITY COUNCIL
TUESDAY, SEPTEMBER 5, 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: Mayor Pro Tem Prout

INVOCATION: Council Member Espinoza

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 17, 2023, August 24, 2023, August 28, 2023, August 31, 2023.
2. Approve Payroll: August 11, 2023, August 17, 2023, August 25, 2023, August 28, 2023, September 1, 2023, September 1, 2023.
3. Approve Overtime Report: August 2023.
4. Approve Minutes: August 1, 2023, August 15, 2023.
5. Council find the action is not defined as a “project” per Section 15378(b)(4) of the CEQA Guidelines; and accept the Treasurer’s Report for July 2023.
6. Council find the action is not defined as a “project” per Section 15378(b)(5) of the CEQA Guidelines; approve construction plans and specifications for the Stringham Park Site Amenities Improvement Project; and authorize the release of said project for formal bid procedures.
7. Council find the action is not defined as a “project” per Section 15378(b)(4) of the CEQA Guidelines; approve construction plans and specifications for the Shafter Aquatics Center Pool Improvement Project; and authorize the release of said project for formal bid procedures.
8. Council find the action is not defined as a “project” per Section 15378(b)(4) of the CEQA Guidelines; approve the Agreement for the Completion of Public Improvements with Balfanz Homes, Inc. for Tract 6490-1, including reductions in the performance and payment bonds; and authorize the City Manager to execute said agreement.
9. Council find the action is not defined as a “project” per Section 15378(b)(4) of the CEQA Guidelines; accept three (3) separate proposals from Heating, Ventilation, and Air Conditioning service companies to provide routine maintenance work at public facilities owned by the City; approve one (1) of said proposals submitted by EMCOR Services; and authorize the Public Works Director to award a three-year maintenance agreement to EMCOR services for a period of up to three (3) years with Year 1 cost valued at \$25,000.
10. Council find the action is not defined as a “project” per Section 15378(b)(4) of the CEQA Guidelines; authorize the Public Works Director to contract with Hectors Plumbing Inc. in an amount not to exceed \$15,000 for sewer repairs at the Kirschenmann Park Bathroom.
11. Council find the action is not defined as a “project” per Section 15378(b)(5) of the CEQA Guidelines; approve the cancelation of the regularly scheduled City Council meeting of September 19, 2023.
12. Council find the action is not defined as a “project” per Section 15378(b)(4) of the CEQA Guidelines; ratify and adopt the Side Letter Agreement with Shafter Police Officers Association (SPOA) agreeing to modify certain provisions of the

Memorandum of Understanding (MOU) approved by the City Council on December 7, 2021, amending Section 5.1 Salary, to indicate that on September 22, 2023, all recognized employees shall receive a fifteen percent (15%) Equity adjustment retroactive to July 1, 2023.

13. Council find the action is not defined as a “project” per Section 15378(b)(5) of the CEQA Guidelines; approve the revised Cooperation Agreement; authorize the City Manager to sign the agreement; and adopt Resolution 2938, a Resolution of the City Council of the City of Shafter to Cooperate with the County of Kern.
14. Council find action is not defined as a “project” per Section 15378(b)(4) of the CEQA Guidelines; repeal Resolution 2640; and adopt Resolution 2939, a Resolution of the City Council of the City of Shafter establishing a policy governing reimbursement for actual and necessary expenses incurred for city-related business and adopting the City of Shafter city-related business travel expense reimbursement and per diem allowance plan.
15. Council find the action is not defined as a “project” per Section 15378(b)(5) of the CEQA Guidelines; and adopt Resolution 2940, a Resolution of the City Council of the City of Shafter approving and adopting the Shafter Transit System 2023 Title VI Program Update.
16. Council find action is not defined as a “project” per Section 15378(b)(4) of the CEQA Guidelines; and adopt Resolution 2941, a Resolution of the City Council of the City of Shafter adopting the 2023 City of Shafter Zero Emission Bus (ZEB) Rollout Plan.
17. Council find the action is not defined as a “project” per Section 15378(b)(4) of the CEQA Guidelines; authorize the City Manager or Finance Director to approve an agreement with InvoiceCloud, Inc. to replace the current utility bills online payments solution.

MANAGEMENT REPORT:

1. **AUTHORIZE RELEASE OF REQUEST FOR QUALIFICATIONS FOR HOTEL DEVELOPER TO PROVIDE PROFESSIONAL DIRECTION FOR HOTELS AND OTHER RELATED COMMERCIAL PROJECTS:** Council find the action is not defined as a "project" per Section 15378(b)(5) of the CEQA Guidelines; and authorizes the City Manager to release the Request For Qualifications for a Hotel Developer for distribution. (City Manager Gabriel A. Gonzalez)

ROLL CALL

2. **AUTHORIZE THE PURCHASE OF WATER METERS AND APPURTENANCES (CIP PROJECT# WA00017) FOR A TOTAL COST OF \$504,976.65:** Council find the action is not defined as a "project" per Section 15378(b)(4) of the CEQA Guidelines; accept a cost proposal for purchasing 951 standard residential water assemblies from Badger Meter totaling \$319,032.29 (Quotation No. 3527454); accept two (2) proposals for meter appurtenances; approve one (1) proposal submitted by Core & Main for said meter appurtenances valued at \$185,944.36 (Bid #3089136); and authorize the Public Works Director to issue purchase orders for said meter and meter appurtenances for a total cost of \$504,976.65. (City Manager Gabriel A. Gonzalez)

ROLL CALL

3. ADOPTION OF URGENCY ORDINANCE 749, APPROVING AND ADOPTING EXECUTION OF A FOURTH AMENDMENT TO THE DEVELOPMENT AGREEMENT WITH SUBURBAN LAND RESERVE, INC., 7th STANDARD RANCH INVESTORS, LLC, AND LENNAR HOMES OF CALIFORNIA, LLC.:

Council find the action is exempt from the California Environmental Quality Act; adopt Urgency Ordinance No. 749, an Ordinance of the City Council of the City of Shafter, California, approving and adopting execution of a fourth amendment to the Development Agreement by and between the City of Shafter and Suburban Land Reserve, Inc., 7th Standard Ranch Investors, LLC, and Lennar Homes of California, LLC. (City Manager Gabriel A. Gonzalez)

ROLL CALL

4. COUNCIL AUTHORIZATION TO ADD TWO (2) SERVICE CREWMEMBER I/II POSITIONS IN THE PUBLIC WORKS DEPARTMENT:

Council find the action is not defined as a "project" per Section 15378(b)(5) of the CEQA Guidelines; authorize the addition of two (2) new Service Crewmember I/II positions assigned to the Public Works Department; and authorize the use of existing revenues to fund said position. (City Manager Gabriel A. Gonzalez)

ROLL CALL

CITY MANAGER COMMENTS AND REPORTS:

DEPARTMENT DIRECTOR COMMENTS AND REPORTS:

RECESS:

CLOSED SESSION:

- 1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:** Pursuant to California Government Code, Section 54956.9(a). Name of Case: California Department of Tax and Fee Administration Petitions of the Cities of Alameda, et al (Williams-Sonoma DTC, Inc. Case IDs: 757063, 284-450, 20127075.

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 31, 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 September 5, 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.