



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

**AGENDA
REGULAR MEETING
SHAFTER CITY COUNCIL
TUESDAY, JUNE 18, 2024**

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 Olvera

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: June 6, 2024, June 7, 2024, June 13, 2024.
2. Approve Payroll: May 31, 2024, June 3, 2024.
3. Approve Minutes: May 15, 2024, May 22, 2024, June 4, 2024.
4. 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 May 2024.
5. Council find the action is not defined as a "project" per Section 15378(b)(5) of the CEQA Guidelines; approve the cancellation of the regularly scheduled City Council meeting of July 2, 2024.
6. Council find the action is not defined as a "project" per Section 15378(b)(4) of the CEQA Guidelines; and approve the purchase of one Canon Multi-Function printer which is to replace the current ten year old printer located at the building department with the cost of this purchase totaling \$10,719.64.
7. Council find the action is not defined as a "project" per Section 15378(b)(4) of the CEQA Guidelines; and authorize the release of a request for qualifications and proposal for professional auditing services.
8. Council find the subject activity is exempt from the California Environmental Quality Act; approve a cost proposal submitted by Royal Industrial Solutions for the purchase of 25 replacement streetlight poles in the amount of \$44,720.78; and authorize the Public Works Director to award purchase of said replacement streetlight poles.
9. Council find the requested action is exempt from the California Environmental Quality Act; accept bids received for the abandonment of City Water Well No. 8 located at 390 S Valley Street; approve one bid proposal submitted by Farm Pump and Irrigation Co. in the amount of \$25,785.96; and authorize the Public Works Director to issue a construction contract to Farm Pump and Irrigation Co. for completing said work for a total cost not to exceed \$30,000.
10. Council find action is not defined as a "project" per Section 15378(b)(5) of the CEQA Guidelines; and approve General Plan Update committees.
11. Council find that the approval of the final map is not defined as a "project" per Section 15378(b)(5) of the CEQA Guidelines; and approve the final map for Tract No. 7318, Phase 3.
12. Council find the action is not defined as a "project" per Section 15378(b)(4) of the CEQA Guidelines; and adopt Resolution 2972, a Resolution of the City Council of the City of Shafter Initiating Proceedings for the Annual Levy and Collection of Assessments Within Existing City Landscaping and Lighting Districts for Fiscal Year 2024-2025 for the Maintenance and Servicing of Lighting and Landscaping (Pursuant to the Landscaping and Lighting Act of 1972).

13. Council find the action is not defined as a “project” per Section 15378(b)(4) of the CEQA Guidelines; and adopt Resolution 2973, a Resolution of the City Council of the City of Shafter approving the Engineer’s Report and Declaring Intention to Levy and Collect Assessments within Existing Landscaping and Lighting Districts for Fiscal Year 2024-2025 Pursuant to the Landscaping and Lighting Act of 1972 for the Maintenance and Servicing of Lighting and Landscaping, and Giving Notice of and Setting the Time and Place of the Hearing on the Annual Levy of Assessments.
14. Council find the action is not defined as a “project” per Section 15378(b)(5) of the CEQA Guidelines; and adopt Resolution 2974, a Resolution of the City Council of the City of Shafter Initiating Proceedings to establish City of Shafter Community Facilities District No. 0813 (CFD) and to authorize the levy of a special taxes within the CFD (Pursuant to the Mello-Roos Community Facilities Act of 1982, as amended).
15. Council find the action is exempt from the California Environmental Quality Act; approve construction plans and contract documents for the ST00021.24 Residential Street Improvement Project; and authorize the release of said project for formal bid purposes.
16. Council find the action is not defined as a “project” per Section 15378(b)(5) of the CEQA Guidelines; accept the public improvements constructed for Tract 7318 Phase 2; authorize the City Engineer to file a Notice of Completion and Acceptance of Work for the tract; and authorize the reduction of performance bond securities to 25% of their original value to act as a warranty bond for a minimum of one year.
17. Council find the action is not defined as a “project” per Section 15378(b)(5) of the CEQA Guidelines; approve an agreement for the completion of Public Improvements with KC Builders, LLC for Tract 7318-Phase 3 subject to review and approval by the City Attorney and City Engineer; and authorize the City Manager to execute said agreement.
18. Council find the action is not defined as a “project” per Section 15378(b)(4) of the CEQA Guidelines; accept striping and signage improvements on West Tulare Avenue performed by Harker Striping and Signage under Purchase Order 20240288; and authorize an increased budget of said purchase order to \$64,650 to fund the final costs of said striping and signage improvements.

PUBLIC HEARINGS:

Should anyone challenge any proposed action which is the subject of a public hearing listed on this agenda, that person challenging any action taken after the public hearing may be limited to raising only those issues addressed at the public hearing described in this notice, or in written correspondence delivered to the City Council at or prior to this public hearing.

1. **CONTINUED PUBLIC HEARING TO INTRODUCE FOR FIRST READING BY TITLE ONLY AND WAIVE READING OF ORDINANCE NO. 754 APPROVING SPECIFIC PLAN AMENDMENT NO. 23-09 (MISSION LAKES SPECIFIC PLAN):**
Council find that the environmental impacts of the project have been previously analyzed; continue hearing and introduce for first reading, by title only, and waive reading of Ordinance No. 754, an Ordinance of the City Council of the City of Shafter, California making findings and adopting Specific Plan Amendment No. 23-

09 to the Mission Lakes Specific Plan as provided in Exhibit "A". (City Manager Gabriel A. Gonzalez)

ROLL CALL

MANAGEMENT REPORT:

- 1. ADOPTION OF RESOLUTION APPROVING THE APPROPRIATIONS LIMIT FOR FISCAL YEAR 2024-2025 CONSISTENT WITH ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION AND SELECTING THE ANNUAL ADJUSTMENT FACTORS:** Council find the action is not defined as a "project" per Section 15378(b)(4) of the CEQA Guidelines; and adopt Resolution 2967, a Resolution of the City Council of the City of Shafter Setting Forth an Appropriations Limit for Fiscal Year 2024-2025 Consistent with Article XIII B of the California Constitution and Selecting the Annual Adjustment Factors. (City Manager Gabriel A. Gonzalez)

ROLL CALL

- 2. ADOPTION OF RESOLUTION APPROVING AND ADOPTING THE ANNUAL OPERATING BUDGET AND CAPITAL IMPROVEMENT PLAN FOR FISCAL YEAR 2024-2025:** Council find the action is not defined as a "project" per Section 15378(b)(4) of the CEQA Guidelines; adopt Resolution 2966, a Resolution of the City Council of the City of Shafter, California, approving and adopting the Annual Operating Budget and Capital Improvement Plan for Fiscal Year 2024/2025 and appropriating the funds necessary to meet the expenditures set forth therein. (City Manager Gabriel A. Gonzalez)

ROLL CALL

- 3. APPROVAL OF IMPLEMENTATION ACTION PLAN FOR STRATEGIC PLAN 2024-2027:** Council approval of creation of Implementation Action Plan for the City of Shafter Strategic Plan 2024-2027. (City Manager Gabriel A. Gonzalez)

ROLL CALL

- 4. ADOPTION OF URGENCY ORDINANCE NO. 756 THAT ESTABLISHES A 45-DAY MORATORIUM TEMPORARILY PROHIBITING THE ESTABLISHMENT OF SMOKE SHOP BUSINESSES, HOOKAH LOUNGES, AND TOBACCO STORES:** Council find the action is exempt from the California Environmental Quality Act; adopt Urgency Ordinance No. 756, an Interim Urgency Ordinance of the City Council of the City of Shafter, California, enacted Pursuant to California Government Code Section 65858 prohibiting the establishment of smoke shops, hookah lounges, and tobacco stores in the City of Shafter for a 45-day period, pending study and adoption of Regulatory and Zoning Standards. (City Manager Gabriel A. Gonzalez)

ROLL CALL

- 5. APPROVAL OF BUDGET STATUS FOR SHAFTER AQUATIC CENTER IMPROVEMENTS (CIP PROJECT #PF00002):** Council find the action is not defined as a "project" per Section 15378(b)(4) of the CEQA Guidelines; approve the use of \$700,000 in Federal American Rescue Plan Act funds to amend existing construction contracts for completing improvements at the Shafter Aquatics Center; and authorize the Public Works Director to execute said contract amendments on behalf of the City. (City Manager Gabriel A. Gonzalez)

ROLL CALL

6. **FINALIZE AQUATICS CENTER BUILDING ELEVATION DISCUSSION:** Finalize discussion on building exterior and architectural features presented by Ordiz-Melby Architects and provide design feedback to staff. (City Manager Gabriel A. Gonzalez)

ROLL CALL

7. **AWARD NEW PROFESSIONAL SERVICES AGREEMENT FOR NIGHTLY PARK PATROLS TO DARK KNIGHT SECURITY:** Council find the action is not defined as a "project" per Section 15378(b)(4) of the California Environmental Quality Act Guidelines; authorize the Public Works Director to serve SITREP Security Solutions with a termination notice for an active professional services agreement to provide park patrol services; approve a cost proposal submitted by Dark Knight Security to provide nightly park patrol services upon the termination of said agreement with SITREP Security Solutions for a monthly fee of \$2,300; and authorize the Public Works Director to enter into a new professional services agreement with Dark Knight Security for providing said park patrol services. (City Manager Gabriel A. Gonzalez)

ROLL CALL

8. **AWARD ZERKER ROAD IMPROVEMENTS PROJECT - PHASE III TO GRIFFITH COMPANY:** Council find the action is exempt from the California Environmental Quality Act; authorize allocating \$44,000 in additional local street improvement funding to Capital Improvement Program Project ST00038.2; accept bids received for the Zerker Rd. Reconstruction Project - Phase III Project; approve one (1) bid submitted by Griffith Company for said project in the amount of \$703,543.00; authorize the Public Works Director to award a construction contract for said project to Griffith Company; and authorize expenditures for said project up to \$775,000. (City Manager Gabriel A. Gonzalez)

ROLL CALL

9. **DISCUSSION AND DIRECTION TO CONDUCT FEASIBILITY ANALYSIS TO IDENTIFY QUALITY OF LIFE RECREATIONAL AMENITIES UTILIZING THE REPURPOSING OF EXISTING CITY FACILITIES:** Council provide direction to city staff to conduct a feasibility analysis of existing city facilities for recreational amenities. (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 – EXISITING 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.

2. **PUBLIC EMPLOYEE APPOINTMENT:** Pursuant to California Government Code, Section 54957 Title: City Manager.
3. **CONFERENCE WITH LABOR NEGOTIATORS:** Pursuant to California Government Code, Section 54957.6 Agency Representative: Marco Martinez, City Attorney Unrepresented Employee Title: City Manager Candidate
4. **CONFERENCE WITH LABOR NEGOTIATORS:** Pursuant to California Government Code, Section 54957.6 Agency Representative: Marco Martinez, City Attorney Unrepresented Employee Title: City Manager

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., June 14, 2024. 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 June 18, 2024** 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.