



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

**AGENDA
REGULAR MEETING
SHAFTER CITY COUNCIL
TUESDAY, DECEMBER 6, 2022**

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.

TELECONFERENCE NOTICE:

As emergency conditions persist in the City, specifically, a state of emergency remains in effect related to COVID-19, community transmission of COVID-19 in Kern County has rapidly increased from Low to High due to the highly contagious variants of COVID-19, which has emerged, Kern County officials are imposing and recommending measures to promote social distancing, requires masking by all, regardless of vaccination status, in an effort to slow the continuously high trends in and level of transmission of COVID-19 throughout the State and Kern County. The City Council determine that the presence of COVID-19 and the increase of cases due to the COVID variants will continue to cause conditions of peril to the safety of persons within the City that are likely to be beyond the control of services, personnel, equipment, and facilities of the City, and has affirmed a local emergency exists and re-ratified the proclamation of state of emergency by the Governor of the State of California. In compliance with AB 361, Brown Act public meetings will be conducted utilizing Zoom Video Communications.

Remote public participation is allowed in the following ways, please see attached supplement for instructions.

CALL TO ORDER:

6:00 PM

ROLL CALL:

Mayor Prout
Mayor Pro Tem Givens
Council Member Alvarado
Council Member Espinoza
Council Member Lopez

PLEDGE OF ALLEGIANCE:

Council Member Espinoza

INVOCATION:

Council Member Alvarado

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: November 17, 2022, November 23, 2022, December 1, 2022.
2. Approve Payroll: November 18, 2022, November 18, 2022, December 1, 2022.
3. Approve Minutes: November 15, 2022.
4. Approve Overtime Report: November 2022.
5. Approve Special Event Permit: Rafael Garibay, Toy Drive, Veterans Park, December 10, 2022.
6. Approve the cancellation of the regularly scheduled City Council meeting of January 3, 2023.
7. Council approve the renewal of the Support Contract in the amount of \$11,595 with UBEQ (Formerly Ray Morgan Company) for technical support of the City's Document Management System Laserfiche.
8. Council find the requested action is exempt from the California Environmental Quality Act; and accept the dedications of easement for street and public utility purposes from Lennar Homes of California and authorize the City Engineer to record said documents.

PUBLIC HEARING:

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. GOSSAMER GROVE SPECIFIC PLAN AMENDMENT NO. 22-05:** Council conduct hearing and introduce for first reading by title only and waive reading of Ordinance No. 745, an Ordinance of the City Council of the City of Shafter, California making Findings and adopting Specific Plan Amendment No. 22-05 to the Gossamer Grove Specific Plan as provided in Exhibit "A". (City Manager Gonzalez)

ROLL CALL

- 2. ZONE CODE AMENDMENT NO. 22-17 - AMENDING TITLES 16 (SUBDIVISION ORDINANCE) AND 17 (ZONING ORDINANCE) OF THE CITY OF SHAFTER MUNICIPAL CODE:** Council continue hearing and introduce for first reading by title only and waive reading of Ordinance No. 735, and Ordinance of the City Council of the City of Shafter, California amending Titles 16 (Subdivision Ordinance) and 17 (Zoning Ordinance) of the City of Shafter Municipal Code (1):

1. In response to changes in State law regarding:
 - a. accessory dwelling units and junior accessory dwelling units and
 - b. landscaping;
2. For consistency with the California Building Code;
3. For internal consistency between Sections of Title 17 regarding section numbering; and
4. To place recent changes to Title 16 text changes in a different section for clarity. (City Manager Gonzalez)

ROLL CALL

- 3. ADOPT ORDINANCE 743 REPEALING AND ADDING NEW CHAPTERS OF TITLE 15 ("CODE OF BUILDING REGULATIONS") OF THE SHAFTER MUNICIPAL CODE AS FOLLOWS: 15.04, 15.06, 15.08, 15.10, 15.12, 15.16, 15.20, 15.24, 15.26, 15.28, 15.32, 15.34, 15.36, 15.40, 15.44, & 15.52 WHICH INCLUDES ADOPTION OF THE CALIFORNIA BUILDING STANDARDS CODE, AS MODIFIED, TO PROVIDE A NEW CODE OF BUILDING REGULATIONS:** City Council conduct a public hearing and receive public comment; introduce for second reading by title only, waive reading, and adopt Ordinance 743, an Ordinance of the City Council of the City of Shafter, California amending Title 15 of the Shafter Municipal Code by repealing and adding new Chapters of Title 15 ("Code of Building Regulations") of the Shafter Ordinance Code as follows 15.04, 15.06, 15.08, 15.10, 15.12, 15.16, 15.20, 15.24, 15.26, 15.28, 15.32, 15.34, 15.36, 15.40, 15.44, and 15.52; and adopting by reference the 2022 California Administrative, Building, Residential, Electrical, Mechanical, Plumbing, Energy, Existing Building, Historical Building, Fire, Green Building Standards, Referenced Standards Codes, the 2021 International Swimming Pool and Spa Code, Shafter Grading Code, Shafter Moved-Building Regulations, Mobile

Homes and Accessory Structures, Shafter Floodplain Management Ordinance, and Local Amendments with certain appendices, as modified, to provide a new code of Building Regulations. (City Manager Gonzalez)

ROLL CALL

4. PUBLIC HEARING TO TAKE PUBLIC INPUT OF THE PROPOSED COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT

APPLICATION FISCAL YEAR 2023-2024: Find the proposed activity is exempt from the California Environmental Quality Act; and adopt Resolution 2897, a Resolution of the City Council of the City of Shafter Authorizing the Filing of Fiscal Year 2023-2024 Community Development Block Grant (CDBG) Fair Share Project Funds. (City Manager Gonzalez)

ROLL CALL

5. ADOPT RESOLUTION NO. 2895 CERTIFYING THAT THE CITY COUNCIL OF THE CITY OF SHAFTER HAS RECEIVED, REVIEWED, EVALUATED, AND CONSIDERED THE INFORMATION CONTAINED IN THE ADDENDUM TO THE CERTIFIED FINAL PROGRAM ENVIRONMENTAL IMPACT REPORT FOR THE 2005 GENERAL PLAN UPDATE AND RELATED ACTIONS (SCH NO. 2004101029) FOR SPECIFIC PLAN AMENDMENT NO. 21-03 AND INTRODUCE ORDINANCE NO. 744 TO APPROVE SPECIFIC PLAN AMENDMENT NO. 21-03 TO AMEND THE ADOPTED HERITAGE RANCH SPECIFIC PLAN TO CHANGE THE SPECIFIC PLAN NAME, REMOVE THE PROVISIONS FOR A GATED AGE-RESTRICTED NEIGHBORHOOD, SWIMMING POOL AND RECREATION BUILDING, AMEND THE DEVELOPMENT STANDARDS, AND MAKE MINOR CORRECTIONS, CHANGES, AND UPDATES TO THE SPECIFIC PLAN TEXT:

1. Council conduct a public hearing;
2. Adopt Resolution 2895, a Resolution of the City Council of the City of Shafter certifying it has received, reviewed, evaluated, and considered the information contained in the Addendum to the Certified Final Program Environmental Impact Report for the 2005 General Plan Update and Related Actions (SCH No. 2004101029) for Specific Plan Amendment No. 21-03, an amendment to the Heritage Ranch Specific Plan, and certifying that the Addendum has been completed in compliance with the California Environmental Quality Act (CEQA) and State CEQA Guidelines; and,
3. Introduce for first reading by title only, and waive reading, Ordinance No. 744, an Ordinance of the City Council of the City of Shafter, California making findings and adopting Specific Plan Amendment No. 21-03 to the Heritage Ranch Specific Plan as provided in Exhibit "A".

(City Manager Gonzalez)

ROLL CALL

MANAGEMENT REPORT:

1. ACCEPTANCE OF THE CITY OF SHAFTER COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) FOR THE YEAR ENDED JUNE 30, 2021:

1. Council find the proposed activity is not subject to the California Environmental Quality Act; and
2. Accept the Annual Comprehensive Financial Report, and SAS 114 letter, for the year ended June 30, 2021.

(City Manager Gonzalez)

ROLL CALL

2. AWARD A CONSTRUCTION CONTRACT TO LOOP ELECTRIC, INC IN THE AMOUNT OF \$314,625 FOR THE 2022 PARK LIGHTING IMPROVEMENT PROJECT MANNEL PARK & VETERANS PARK:

1. Council find the requested action is exempt from the California Environmental Quality Act;
2. Accept the bids received for the 2022 Park Lighting Improvement Project - Mannel Park & Veterans Park;
3. Authorize the award of said project to Loop Electric, Inc. valued at \$314,625; and,
4. Authorize the City Engineer to issue a Notice of Award and Notice to Proceed to Loop Electric, Inc.

(City Manager Gonzalez)

ROLL CALL

3. AWARD PROFESSIONAL SERVICES CONTRACT FOR NORTH SHAFTER COMMUNITY PARK DEVELOPMENT ARCHITECTURAL & ENGINEERING DESIGN: Council do the following action(s):

1. Accept proposals received for the North Shafter Community Park Development Architectural & Engineering Design Services Project;
2. Authorize an award of a professional services contract for said project to Wynn Smith Landscape Architecture, Inc.; and,
3. Authorize Public Works Director to execute said contract on behalf of the City.

(City Manager Gonzalez)

ROLL CALL

4. APPROVE THE PROPOSAL FOR PROFESSIONAL SERVICES FROM TETER, LLP IN THE AMOUNT OF \$40,000 FOR THE PROGRAMING AND CONCEPTUAL DESIGN OF NEW POLICE SUBSTATION AND FIRE STATION : Council:

1. Accept proposals received for the New Police Substation and Kern County Fire Station Architectural & Engineering Programming and Conceptual Design;
2. Authorize an award of a professional services contract in the amount of \$40,000 for said project to Teter, LLP, a professional architect and engineering firm; and,
3. Authorize the City Manager to execute said contract on behalf of the City.

(City Manager Gonzalez)

ROLL CALL

- 5. DISCUSSION AND DIRECTION OF PROPOSED REVISIONS TO THE CITY OF SHAFTER BIDDING AND PROCUREMENT POLICY UPDATES:** Council discuss proposed draft bidding and procurement policy ordinance and direct City staff on preparations to formally present said ordinance for adoption. (City Manager Gonzalez)

ROLL CALL

CITY MANAGER COMMENTS AND REPORTS:

DEPARTMENT DIRECTOR COMMENTS AND REPORTS:

RECESS:

CLOSED SESSION:

1. **CONFERENCE WITH LABOR NEGOTIATORS:** Pursuant to California Government Code, Section 54957.6. Agency Representative: Gabriel A. Gonzalez, City Manager. Employee Organization: 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., December 2, 2022. Yazmina Pallares, S/S, City Clerk



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

**AGENDA
SUPPLEMENT
Regular Meeting
Shafter City Council
December 6, 2022**

**THE December 6, 2022 MEETING WILL BE CONDUCTED IN COMPLIANCE
WITH AB 361**

In order to minimize the spread of the COVID 19 virus, please do the following:

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 December 6, 2022** 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.

The City of Shafter thanks you in advance for taking all precautions to prevent spreading the COVID 19 virus.