



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

**AGENDA
REGULAR MEETING
SHAFTER CITY COUNCIL
TUESDAY, MARCH 7, 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.

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 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:

PRESENTATION:

1. Shafter Boxing Club Certificates of Recognition Valentina Aguilar, James Rodriguez, Jerikah Argueta, Analyse DeLeon, Edgar Martinez, Jr.
2. Shafter High School Wrestling Certificates of Recognition: Rafael Roman-Amador and Julissa Gonzalez

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: February 23, 2023, March 2, 2023.
2. Approve Payroll: February 24, 2023, March 1, 2023.
3. Approve Minutes: February 21, 2023, February 21, 2023.
4. Council find the requested action is exempt from the California Environmental Quality Act; approve a cost proposal submitted by Krazan and Associates, Inc. covering materials testing and inspection services for a shoulder improvement project at Santa Fe Way containing a cost estimate of \$20,472 (Proposal No. T23-074-CAB); and authorize the City Engineer to award said services for a total amount not to exceed \$25,000 which includes a contingency amount of \$4,528, if necessary.
5. Council find the requested action is exempt from the California Environmental Quality Act; and authorize the Public Works Director to submit a letter of support for a water system consolidation project for the benefit of residents currently being served by a community groundwater well near the intersection of Roxy Lane and Santa Fe Way.

6. Council find the requested action is exempt from the California Environmental Quality Act; approve plans and specifications for the City Hall Roof Improvement Project subject to review and approval by the Public Works Director; and authorize formal bid procedures for said project.
7. Council find the action is not defined as a “project” per Section 15378(b)(5) of the CEQA Guidelines and not subject to CEQA; and approve the salvage of two (2) Shafter Police Department Patrol Vehicle Units #131 and #182 due to the amount of damage and low value of vehicles.
8. Council find the action is not defined as a “project” per Section 15378(b)(4) of the CEQA Guidelines and not subject to CEQA; and ratify City Manager approval of a proposal in the amount of \$15,000 submitted by NV5 for preparing NEM 2.0 Grandfathering Interconnection Applications.
9. Council find the proposed action is not subject to the California Environmental Quality Act (CEQA), no physical change to the environment is proposed; and ratify a professional services agreement with The Institute for Local Government in the amount not to exceed \$25,000 for a two- session scope of work for the Governance Workshop Shafter Strategic Planning.

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. PUBLIC HEARING AND RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHAFTER ESTABLISHING UNMET TRANSIT NEEDS FINDINGS FOR THE FISCAL YEAR 2023-2024:** Council conduct a public hearing; and adopt Resolution 2907, a Resolution of the City Council of the City of Shafter establishing Unmet Transit Needs Findings for Fiscal Year 2023-2024. (City Manager Gabriel A. Gonzalez)

ROLL CALL

MANAGEMENT REPORT:

- 1. AWARD A PROFESSIONAL SERVICES AGREEMENT TO TJKM TRANSPORTATION CONSULTANTS IN AN AMOUNT OF \$50,000 TO PROVIDE TRAFFIC STUDY PEER REVIEW SERVICES:** Council find the requested action is exempt from the California Environmental Quality Act; and authorize the Public Works Director to award a professional services agreement to TJKM Transportation Consultants in the amount of \$50,000 to provide traffic study peer review services subject to review and approval by the City Attorney. (City Manager Gabriel A. Gonzalez)

ROLL CALL

- 2. FISCAL YEAR 2022/2023 MID-YEAR BUDGET UPDATE:** It is recommended that the City Council:

1. Receive the Mid-Year Budget Update; and

2. Approve a minute order authorizing the Finance Director to amend the Fiscal Year 2022/2023 budget on specific requests as outlined in the report.

(City Manager Gabriel A. Gonzalez)

ROLL CALL

3. **CONSIDERATION OF PROPOSED FUNDING LIST FOR THE USE OF FEDERAL AMERICAN RESCUE PLAN ACT OF 2021 - PHASE II FUNDING:** Council approve the proposed funding list for the use of American Rescue Plan Act (ARPA) Phase II. (City Manager Gabriel A. Gonzalez)

ROLL CALL

CITY MANAGER COMMENTS AND REPORTS:

DEPARTMENT DIRECTOR COMMENTS AND REPORTS:

1. HOUSING ELEMENT UPDATE – OVERVIEW OF DRAFT CHAPTER 4: CONSTRAINTS AND CHAPTER 5: HOUSING ACTION PLAN

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.
2. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:** Pursuant to California Government Code, Section 54957. 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., March 3, 2023. Yazmina Pallares, S/S, City Clerk



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**AGENDA
SUPPLEMENT
Regular Meeting
Shafter City Council
March 7, 2023**

**THE March 7, 2023 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 March 7, 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.

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