

REGULAR MEETING MINUTES

**ARVIN CITY COUNCIL / SUCCESSOR AGENCY TO THE
ARVIN COMMUNITY REDEVELOPMENT AGENCY / ARVIN HOUSING
AUTHORITY / ARVIN PUBLIC FINANCING AUTHORITY**

MAY 11, 2021

CALL TO ORDER @ 6:03PM

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL: All present; CM Borelli arrived during Agenda Item 3A.

1. APPROVAL OF AGENDA AS TO FORM.

Motion to approve the Agenda.

Motion CM Horton Second MPT Franetovich Vote 3-0

2. PUBLIC COMMENTS

(This is the opportunity for the public to address the City Council on any matter on the agenda or any item of interest to the public that is within the subject matter jurisdiction of the City Council.)

NONE

3. PRESENTATION(S)

A. Habitat for Humanity – Farmworker Program.

Ron White, Executive Director, Habitat for Humanity – Golden Empire
Tamara Baker, Grant Writer, Habitat for Humanity – Golden Empire

4. CONSENT AGENDA ITEM(S)

A. Approval of Demand Register(s) of April 23, 2021 – May 06, 2021.

B. Approval of Payroll Register(s) of April 30, 2021.

C. Approval of the Minutes of the Regular Meeting of April 27, 2021.

D. Approval of A Resolution of the City Council of the City of Arvin Authorizing Submittals of Grant Application(s) to the San Joaquin Valley Air Pollution Control District (SJVAPCD) for the “Clean Green Yard Machine Commercial Program” for the City of Arvin and Authorizing the City Manager, or His Designee, to Execute All Related Program Documents; and Authorizing Related Action.

Resolution No. 2021-28

BN

- E. Approval of A Resolution of the City Council of the City of Arvin to Approve a Public Works Agreement with Griffith Company for the Franklin Street Improvements Project Between Stockton Avenue and Derby Street and to Authorize the Mayor to Execute the Agreement.

Resolution No. 2021-29

Agreement No. 2021-10

Staff recommends approval of the Consent Agenda.

Motion to approve Consent Agenda Items 4A – 4E.

Motion MPT Franetovich Second CM Borrelli Vote 4-0

5. PUBLIC HEARING ITEM(S)

- A. A Public Hearing to Consider Adoption of A Resolution of the City Council of the City of Arvin Making A Finding of Public Convenience and Necessity for the Issuance of A Type-20 (Off-Sale Beer and Wine) Alcoholic Beverage Control (ABC) License at 100 Bear Mountain Blvd. (Director of Administrative Services)

Staff recommends to open the hearing, allow for public testimony, close the hearing and consider adoption of the updated Resolution.

Hearing opened.

Public testimony received:

1) Email received May 11, 2021 at 12:01am:

"This is a follow up comment to my comments I sent for the last meeting that the city manager read during public comment for the alcohol license item. Please read the following comments during that time. My name is Cynthia and I gave comments last council meeting on the alcohol license item. I am following up on the same item on the agenda tonight. The record should show that this council simply does not care for facts, laws, guidelines provided by the state, or the reality that they are being taken advantage of by a local business owner specifically for the development of businesses outside of the city of Arvin. The back and forth that occurred during the last council meeting on this item was sickening. There was talk about being business unfriendly, free market, and even staff reports that were confusing. The staff report was not confusing. You simply didn't read it. If you had, you would have clearly understood what was written, and would have understood the facts in the case. Instead you went into the meeting with blinders on, and would not allow yourselves to listen to reason. To make matters worse, you directed staff to make a recommendation that the analysis and report clearly indicated could not be made. Had you actually read the staff report, you would have understood that. It is sad what this elected panel has become. It is no surprise that the educator who teaches social studies resigned. There truly is no accountability and no transparency on your part; especially from the Mayor who has made it clear that there apparently is no such thing as a conflict of interest worthy of abstaining from a vote. Shame on you that vote in favor of this license."

- 2) Kelly Gladden inquired who the email was from. The Arvin City Clerk confirmed that the email indicates the person's name is Cynthia however, wishes to remain anonymous.**

CW

- 3) Kelly Gladden informed the Council that the applicant currently has a hard liquor license and they wish to have it downgraded to a beer and wine license only. The City of Arvin's Community Development Director confirmed that the application from the applicant however, does not provide such information.

Hearing closed.

Motion to revoke the Resolution.

Motion MPT Franetovich.

Motion died due to lack of a second motion.

Motion to adopt the Resolution.

Motion CM Horton Second CM Borreli Vote 3-1 (MPT Franetovich voted No.)

Resolution No. 2021-30

6. ACTION ITEM(S)

- A. Consideration and Approval of A Resolution of the City Council of the City of Arvin Approving an Agreement with Valencia Aircold, Inc. for Purchase and Installation of HVAC Units for the City of Arvin's Veteran's Hall. (Finance Director)

Staff recommends approval of the Resolution and to adopt a Class 1 Categorical Exemption (Existing Facilities) for the project under CEQA Guidelines Section 15301, and authorize the City Manager to execute an agreement with Valencia Aircold, Inc. in an amount not to exceed \$44,660.00.

Motion to approve the Resolution and to adopt a Class 1 Categorical Exemption (Existing Facilities) for the project under CEQA Guidelines Section 15301, and authorize the City Manager to execute an agreement with Valencia Aircold, Inc. in an amount not to exceed \$44,660.00

Motion CM Horton Second CM Borreli Vote 4-0

Resolution No. 2021-31

Agreement No. 2021-11

- B. Discussion and Action on Measures to Mitigate the Impacts of the COVID-19 (Coronavirus) Pandemic.

Staff recommends to discuss and take action as appropriate.

No motion and no action taken for above Action Item 6B.

7. DISCUSSION ITEM(S)

- A. Part-time Public Works Employee(s).

- B. \$2,000 Charitable Contribution from PG&E to be Used for Economic or Community Development.

8. STAFF REPORTS

9. COUNCIL MEMBER COMMENTS

10. CLOSED SESSION ITEM(S)

- A. Threats to Public Services or Facilities (Pursuant to Government Code, § 54957(a).)
Consultation with: City Attorney and/or City Emergency or Critical Function Personnel.

- B. CONFERENCE WITH LABOR NEGOTIATORS (Pursuant to Government Code, § 54957.6):
City Negotiator: Colin Tanner, Lead Negotiator and Pawan Gill, Director of Administrative Services
Employee Organizations: Arvin Police Officers Association (APOA) and Central California Association of Public Employees SEIU Local 521.

- C. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) and (3): (one potential case)

CLOSED SESSION REPORT BY CITY ATTORNEY: No reportable action.

11. ADJOURNED @ 7:35 PM

Respectfully submitted,



Cecilia Vela, City Clerk