



**REGULAR MEETING AGENDA  
OF THE  
ARVIN CITY COUNCIL / SUCCESSOR AGENCY TO THE  
ARVIN COMMUNITY REDEVELOPMENT AGENCY / ARVIN HOUSING  
AUTHORITY / ARVIN PUBLIC FINANCING AUTHORITY**

**TUESDAY JULY 05, 2016 6:00p.m.  
CITY HALL COUNCIL CHAMBERS  
200 CAMPUS DRIVE, ARVIN**

**CALL TO ORDER**

Mayor Jose Flores

**PLEDGE OF ALLEGIANCE**

**INVOCATION**

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**ROLL CALL**

Jose Flores	Mayor
Erika Madrigal	Mayor Pro Tem
Jose Gurrola, Jr.	Councilmember
Jess Ortiz	Councilmember
Jazmin Robles	Councilmember

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**STAFF**

Alfonso Noyola	City Manager
Cecilia Vela	City Clerk
Shannon L. Chaffin	City Attorney – Aleshire & Wynder
Richard G. Breckinridge	Chief of Police
Robert Ruiz	Finance Director
Robin Dickerson	City Engineer – Quad Knopf
David Brletic	City Planner – Collins & Schoettler

## **PUBLIC COMMENTS:**

The meetings of the City Council and all municipal entities, commissions, and boards (“the City”) are open to the public. At regularly scheduled meetings, members of the public may address the City on any item listed on the agenda, or on any non-listed matter over which the City has jurisdiction. At special or emergency meetings, members of the public may only address the City on items listed on the agenda. The City may request speakers to designate a spokesperson to provide public input on behalf of a group, based on the number of people requesting to speak and the business of the City.

In accordance with the Brown Act, all matters to be acted on by the City must be posted at least 72 hours prior to the City meeting. In cases of an emergency, or when a subject matter needs immediate action or comes to the attention of the City subsequent to the agenda being posted, upon making certain findings, the City may act on an item that was not on the posted agenda.

## **AGENDA STAFF REPORTS AND HANDOUTS:**

Staff reports and other disclosable public records related to open session agenda items are available at City Hall, 200 Campus Drive, Arvin, CA 93203 during regular business hours.

## **CONDUCT IN THE CITY COUNCIL CHAMBERS:**

### **Rules of Decorum for the Public**

Members of the audience shall not engage in disorderly or boisterous conduct, including the utterance of loud, threatening or abusive language, clapping, whistling, stamping of feet or other acts which disturb, disrupt, impede or otherwise render the orderly conduct of the City meeting infeasible. A member of the audience engaging in any such conduct shall, at the discretion of the presiding officer or a majority of the City, be subject to ejection from the meeting per Gov. Code Sect. 54954.3(c).

### **Removal from the Council Chambers**

Any person who commits the following acts in respect to a meeting of the City shall be removed from the Council Chambers per Gov. Code Sect. 54954.3(c).

- (a) Disorderly, contemptuous or insolent behavior toward the City or any member thereof, tending to interrupt the due and orderly course of said meeting;
- (b) A breach of the peace, boisterous conduct or violent disturbance, tending to interrupt the due and orderly course of said meeting;
- (c) Disobedience of any lawful order of the Mayor, which shall include an order to be seated or to refrain from addressing the City; and
- (d) Any other unlawful interference with the due and orderly course of said meeting.

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### **AMERICANS with DISABILITIES ACT:**

In compliance with the ADA, if you need special assistance to participate in a City meeting or other services offered by the City, please contact the City Clerk's office, (661) 854-3134. Notification of at least 48 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.

**1. Approval of Agenda as To Form.**

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

**2. PUBLIC COMMENTS**

**3. PRESENTATION(S)**

- A. Donation of Automated External Defibrillator to City of Arvin.  
Harvey L. Hall, Founder and President - Hall Ambulance Service, Inc.
- B. Donation of 3 Ambulances for Fresnillo, Zacatecas, Mexico.  
Harvey L. Hall, Founder and President - Hall Ambulance Service, Inc.
- C. Donation of Trash Collector Truck Donation for Fresnillo, Zacatecas, Mexico.  
Jon Price – Price Disposal
- D. Donation of Roofing Materials and 120 Lamps for Fresnillo, Zacatecas, Mexico.  
Jensen Hunter - GAF

**4. CONSENT AGENDA ITEM(S)**

- A. Approval of Demand Register(s) of June 18, 2016 – July 01, 2016.
- B. Approval of Payroll Register(s) of July 01, 2016.
- C. Approval of the Minutes of the Regular Meeting of June 21, 2016.

Staff recommends approval of Consent Agenda.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

**5. PUBLIC HEARING ITEM(S)**

- A. Public Hearing to Consider Introduction of an Ordinance of the City Council of the City of Arvin, Adding Title 9, Chapter 31 to the Municipal Code Related to the Prohibition of the Possession, Sale and Distribution of Certain Intoxicating Chemical Compounds Known as Synthetic Drugs (City Manager)

Staff recommends that the Council consider introducing the Ordinance to be read by title only, open hearing, allow for public testimony, close hearing, waive first reading of the Ordinance, and approve the introduction of the ordinance.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

- B. Public Hearing to Consider Adoption of An Ordinance of the City Council of the City of Arvin Amending Sections 3.04.010, 3.04.020, 3.08.030, 3.08.040, 3.08.060, and 3.08.080 of the Arvin Municipal Code Regarding the City of Arvin's Financial Management. (Finance Director)**

Staff recommends that the Council consider adopting the Ordinance to be read by title only, open hearing, allow for public testimony, close hearing, waive second reading of the Ordinance, and approve the adoption of the ordinance.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

- C. Public Hearing to Consider Adoption of A Resolution of the City Council of the City of Arvin Requesting that the Kern County Board of Supervisors Approve A Change of Use for the Arvin Senior Citizen Center to Allow An Additional Use of Community Center at the Arvin Senior Citizen Center. (City Planner)**

Staff recommends to open hearing, allow for public testimony, close hearing and adopt the Resolution.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

- D. Public Hearing to Consider Adoption of A Resolution of the City Council of the City of Arvin Requesting that the Kern County Board of Supervisors Approve A Change of Use for the Adobe Complex to Change from An Outdoor Community Center & Small Business Incubator Facility and Business Development/Training Center to An Outdoor Community Center and Community Services Center. (City Planner)**

Staff recommends to open hearing, allow for public testimony, close hearing and adopt the Resolution.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

**6. ACTION ITEM(S)**

- A. Designation of Voting Delegate and Alternates for the League of California Cities Annual Conference to be held on October 5, 2016 - October 7, 2016 in Long Beach, CA. (City Clerk)**

Staff recommends designating a voting delegate and up to two alternates.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

- B. Consideration and Approval of A Resolution of the City Council of the City of Arvin Calling and Giving Notice of the Holding of A General Municipal Election to be held on Tuesday, November 08, 2016, for the Election of One (1) Mayor and One (1) Member of the City Council. (City Clerk)**

Staff recommends approval of Resolution.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

- C. Consideration and Approval of A Resolution of the City Council of the City of Arvin Requesting the Board of Supervisors of the County of Kern To Consolidate A General Municipal Election To Be Held On Tuesday, November 08, 2016 with the Statewide General Election To Be Held on the Same Date. (City Clerk)**

Staff recommends approval of Resolution.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

- D. Consideration and Approval of A Resolution of the City Council of the City of Arvin Approving the Agreement for Community Development Activity: City of Arvin DiGiorgio Park Improvements – CD #12.14.2 (County – City of Arvin). (City Engineer)**

Staff recommends approval of Resolution approving the Agreement and authorizing the Mayor or City Manager to execute said Agreement.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

- E. Consideration and Approval of A Resolution of the City Council of the City of Arvin Award of Contract to Todd Companies for the Smothermon Spray Park Phase 2 Project. (City Engineer)**

Staff recommends approval of Resolution.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

**F. Consideration and Approval of PG&E Easement and Authorizing the Execution of the PG&E Easement. (City Engineer)**

Staff recommends to approve the PG&E Easement and authorize the execution of the PG&E Easement.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

**G. Consideration and Approval of A Resolution of the City Council of the City of Arvin Rejecting All Bids for the Double Fiberized Microsurfacing Project. (City Engineer)**

Staff recommends to approve the Resolution and direct Staff to readvertise the Double Fiberized Microsurfacing Project.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

**H. Consideration and Approval of A Resolution of the City Council of the City of Arvin Providing for the Collection of Refuse Charges by the Kern County Tax Collector, In Compliance with the Applicable Provisions of Proposition 218 and the Arvin Municipal Code. (Finance Director)**

Staff recommends approval of Resolution.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

**I. Consideration and Approval of A Resolution of the City Council of the City of Arvin Providing for the Collection of Sewer Charges by the Kern County Tax Collector, In Compliance with the Applicable Provisions of Proposition 218 and the Arvin Municipal Code. (Finance Director)**

Staff recommends approval of the Resolution.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

- J. Consideration and Approval of A Resolution of the City Council of the City of Arvin Approving an Agreement with Community Action Partnership of Kern for the Renewal of Lease of Premise at 1111 Bush Street, Arvin, CA and Find Such Lease is Exempt From CEQA Under Sections 15301 and 15303. (City Manager)**

Staff recommends the City Council find that the lease of the property is Categorical Exempt from CEQA under Sections 15301 (Existing Facilities), and approve the Resolution approving the lease agreement.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

- K. Consideration of Whether to Reconsider Approval by the City Council of the City of Arvin of the Financial Policies and Procedures, and Adoption of a Resolution Regarding the Same. (Mayor Flores)**

Staff recommends consideration and direction from Council.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Roll Call: CM Ortiz \_\_\_\_ CM Robles \_\_\_\_ CM Gurrola \_\_\_\_ MPT Madrigal \_\_\_\_ Mayor Flores \_\_\_\_

**7. DISCUSSION ITEM(S)**

- A. Potential Options for Addressing Homeless Services (City Planner)**

**8. STAFF REPORTS**

**9. COUNCIL MEMBER COMMENTS**

**10. CLOSED SESSION ITEM(S)**

- A. CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9.

Number of potential cases: One.

- B. CONFERENCE WITH LABOR NEGOTIATORS (Pursuant to Government Code, § 54957.6):**

Agency designated representative(s): Mayor Pro Tem Madrigal and Councilmember Gurrola

Unrepresented employee: City Manager, Alfonso Noyola

## 11. ADJOURNMENT

I hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted on the Arvin City Council Chambers Bulletin Board not less than 72 hours prior to the meeting. Dated July 01, 2016.

A handwritten signature in cursive script, appearing to read "Cecilia Vela", written in black ink. The signature is positioned above a horizontal line.

Cecilia Vela, City Clerk