

REGULAR MEETING MINUTES

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

JULY 05, 2016

CALL TO ORDER @ 6:00PM

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL: All present; CM Gurrola arrived late during Item 3D.

1. Approval of Agenda as To Form.

Motion to approve Agenda with the following updates:

- **Remove Closed Session Item 10A.**
- **Move Action Item 6K to be considered either before Public Hearing Item 5B or move Public Hearing Item 5B to be considered after Action Item 6K dependent on the time of arrival of the Finance Director to the Council Meeting to provide these agenda item staff reports to the Council.**

Motion CM Ortiz

Second CM Robles

Vote 4-0

2. PUBLIC COMMENTS

NONE

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
Nigel Abraham - GAF

e.v.

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 to approve Consent Agenda Items 4A – 4C.

Motion CM Ortiz

Second CM Robles

Vote 5-0

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.

Hearing opened.

No public testimony.

Hearing closed.

Motion to waive first reading of the Ordinance to be ready by title only and approve the introduction of the Ordinance.

Motion CM Gurrola

Second CM Ortiz

Vote 5-0

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.

ABOVE PUBLIC HEARING ITEM 5B CONSIDERED AFTER ACTION ITEM 6K AND PRIOR TO ACTION ITEM 6E (SEE BELOW).

0.1.

- 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.

Hearing opened.
No public testimony.
Hearing closed.

Motion to adopt the Resolution.

Motion CM Ortiz Second MPT Madrigal Vote 5-0

Resolution No. 2016-35

- 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.

Hearing opened.
No public testimony.
Hearing Closed.

Motion to adopt the Resolution.

Motion CM Ortiz Second MPT Madrigal Vote 5-0

Resolution No. 2016-36

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 to designate Councilmember Ortiz as the Voting Delegate and Mayor Pro Tem Madrigal as the Alternate Voting Delegate.

Motion CM Gurrola Second CM Ortiz Vote 5-0

POV

- 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 to approve the Resolution.

Motion CM Ortiz Second CM Robles Vote 5-0

Resolution No. 2016-37

- 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 to approve the Resolution.

Motion CM Ortiz Second MPT Madrigal Vote 5-0

Resolution No. 2016-38

- 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 to approve the Resolution approving the Agreement and authorizing the Mayor or City Manager to execute said Agreement.

Motion MPT Madrigal Second CM Robles Vote 5-0

Resolution No. 2016-39

Agreement No. 2016-14

ACTION ITEM 6K CONSIDERED AFTER ITEM ACTION ITEM 6D:

- 6K. 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.

Above Action Item 6K dies due to lack of a motion.

Handwritten initials

PUBLIC HEARING ITEM 5B CONSIDERED AFTER ACTION ITEM 6K AND PRIOR TO ACTION ITEM 6E:

5B. 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.

**Hearing opened.
No public testimony.
Hearing closed.**

Motion to waive second reading of the Ordinance to be ready by title only and adopt the Ordinance.

**Motion CM Ortiz Second CM Robles Vote 4-1 (Mayor Flores voted No.)
Ordinance No. 429**

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 to approve the Resolution.

**Motion CM Ortiz Second MPT Madrigal Vote 5-0
Resolution No. 2016-40
Agreement No. 2016-15**

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

Motion CM Ortiz Second MPT Madrigal Vote 5-0

C.N.

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

Motion CM Ortiz Second CM Gurrola Vote 5-0

Resolution No. 2016-41

- 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 to approve the Resolution.

Motion CM Robles Second MPT Madrigal Vote 5-0

Resolution No. 2016-42

- 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 to approve the Resolution.

Motion CM Robles Second Mayor Flores Vote 5-0

Resolution No. 2016-43

- 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 Categoricaly Exempt from CEQA under Sections 15301 (Existing Facilities), and approve the Resolution approving the lease agreement.

Motion to approve the Resolution approving the Lease Agreement and Find Such Lease is Exempt from CEQA under Sections 15301 and 15303.

Motion CM Robles Second MPT Madrigal Vote 5-0

Resolution No. 2016-44

Agreement No. 2016-16

a.v.

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.

Above Action Item 6K considered after Action Item 6D (see above).

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.

Above Closed Session Item 10A removed from Agenda.

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

CLOSED SESSION REPORT BY CITY ATTORNEY:

Closed Session Item 10B: No reportable Action.

11. ADJOURNED @ 8:55PM

Respectfully Submitted,



Cecilia Vela, City Clerk