

REGULAR MEETING MINUTES

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

JULY 19, 2016

CALL TO ORDER @ 6:07PM

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL: All present.

1. Approval of Agenda as To Form.

Motion to approve Agenda.

Motion CM Ortiz Second MPT Madrigal Vote 5-0

2. PUBLIC COMMENTS

3. CITY COUNCIL PRESENTATION(S)

- A. Donation of \$500 to the Arvin Boxing Club from Aleshire & Wynder.
- B. Donation of \$500 to the Arvin Police Department from Aleshire & Wynder for National Night Out.

4. CITY COUNCIL DISCUSSION ITEM(S)

- A. City of Arvin Street Sweeper Schedule (Public Works Supervisor)
- B. Municipal Services Review (David Brletic, City Planner and Jeff O'Neal, Provost & Pritchard Consulting Group)
- C. Permit Application PW16-0012 Regarding Geophysical Survey Throughout the City of Arvin by Tamarack Oil and Gas LLC. (City Engineer)
- D. Comments of the Grand Jury Regarding City Management and Communications by Councilmembers. (City Manager)

C.W.

5. CITY COUNCIL CONSENT AGENDA ITEM(S)

- A. Approval of Demand Register(s) of July 02, 2016 – July 15, 2016.
- B. Approval of Payroll Register(s) of July 15, 2016.
- C. Approval of the Minutes of the Regular Meeting of July 05, 2016.
- D. Approval to Update the Agenda Format Clarifying Scope of Public Comment.
- E. Approval of Task Order No. 1614 Pursuant to the City Engineering Services Agreement #2013-32 between Quad Knopf, Inc. and the City of Arvin for Construction Support and Survey Services to Effect the Installation of a New Skate Park and Associated Facilities in DiGiorgio Park.
- F. Approval of Task Order No. 1615 Pursuant to the City Engineering Services Agreement #2013-32 between Quad Knopf, Inc. and the City of Arvin for Street, Curb, Gutter, Striping and Sidewalk Improvements on Franklin St. between Stockton Ave. and Derby St. in the City of Arvin.
- G. Approval of Task Order No. 1616 Pursuant to the City Engineering Services Agreement #2013-32 between Quad Knopf, Inc. and the City of Arvin for Plan Checking Services for Engineering Designs of Development Projects.
- H. Authorization to Declare and Sell Items as Surplus and to Dispose of Scrap Material and Equipment.
- I. Approval of the Appointment of Marti Brown to the Position of Community Development Director.
- J. Authorizing the City Manager to Sign the Substitution of Trustee and Partial Reconveyance, or Other Necessary Documents, to Release the City's Interest in 15 Lots of Tract 5816 Phase 12, Subject to Approval As To Form by the City Attorney Consistent with the Requirements of the Law.

Staff recommends approval of Consent Agenda.

Motion to approve Consent Agenda Items 5A – 5J.

Motion CM Ortiz Second CM Robles Vote 5-0

SUCCESSOR AGENCY ACTION ITEM #8A

Consideration and Approval of A Resolution of the City Council of the City of Arvin Acting as the Successor Agency to the Arvin Community Redevelopment Agency for Approval of A Disposition and Development Agreement with Jhaj & Brar Investment Inc. for Sale and Development of APN 190-130-14, 15, and 27, in the City of Arvin. (City Planner)

Staff recommends approval of the Resolution Approving the Disposition and Development Agreement (DDA) with Jhaj & Brar Investment Inc. for sale and

OK

development of APN 190-130-14, 15, and 27, in the City of Arvin subject to the final form being approved by the city manager and Agency Counsel, which must be executed by Developer within 60 days of the Resolution and delivered to the Agency together with all applicable documents specified in the DDA and the \$10,000 deposit.

Motion to approve Resolution Approving the Disposition and Development Agreement (DDA) with Jhaj & Brar Investment Inc. for sale and development of APN 190-130-14, 15, and 27, in the City of Arvin subject to the final form being approved by the city manager and Agency Counsel, which must be executed by Developer within 60 days of the Resolution and delivered to the Agency together with all applicable documents specified in the DDA and the \$10,000 deposit.

Motion CM Ortiz Second CM Gurrola Vote 5-0

Resolution No. 2016-50

Agreement No. 2016-21

6. CITY COUNCIL PUBLIC HEARING ITEM(S)

- A. Public Hearing to Consider Adoption 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 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 approve the adoption of the Ordinance.

Motion CM Gurrola Second CM Robles Vote 5-0

Ordinance No. 430

- B. Public Hearing to Consider Introduction of an Ordinance of the City Council of the City of Arvin, Amending Subsection 3.08.090(E) And Adding Subsection 3.08.095(D) To The Arvin Municipal Code Addressing When No Bids or Responses to Request for Proposals (RFPs) Have Been Received. (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.

C.W.

Motion to waive first reading of the Ordinance and approve introduction of the Ordinance.

Motion MPT Madrigal Second CM Ortiz Vote 5-0

7. CITY COUNCIL ACTION ITEM(S)

- A.** Consideration and Approval of A Resolution of the City Council of the City of Arvin Approving A Second Amendment to Agreement No. 2012-02 With Consultant for the Provision of Planning Services (Collins & Schoettler). (City Manager)

Staff recommends approval of the Resolution approving the Second Amendment to Agreement No. 2012-02 with Consultant for the provision of planning services (Collins & Schoettler).

Motion to approve the Resolution approving the Second Amendment to Agreement No. 2012-02 with Consultant for the provision of planning services (Collins & Shoettler).

Motion CM Ortiz Second Mayor Flores Vote 5-0

Resolution No. 2016-45

Agreement No. 2016-17

- B.** Consideration and Approval of A Resolution of the City Council of the City of Arvin Approving An Application For Funding and the Execution of A Grant Agreement and Any Amendments Thereto From the 2016 Funding Year of the State CDBG Program. (City Engineer)

Staff recommends approval of the Resolution.

Motion to approve Resolution.

Motion CM Ortiz Second Mayor Flores Vote 5-0

Resolution No. 2016-46

- C.** Consideration and Approval of A Resolution of the City Council of the City of Arvin Approving A Construction Contract with JTS Construction for the Construction of the Garden in the Sun Park Project and Authorizing the Mayor or City Manager to Sign and Execute the Agreement. (City Engineer)

Staff recommends to:

1. Find that the City of Arvin Garden in the Sun project is exempt from CEQA, pursuant to CEQA Guidelines Section 15332 (In-fill Development Projects).
2. Approve the Resolution awarding the construction contract with no additive alternates to JTS Construction, and authorizing the Mayor or City Manager to execute an agreement with JTS Construction for the construction of the Garden in the Sun Park Project.

C.V.

Motion to:

1. Find that the City of Arvin Garden in the Sun project is exempt from CEQA, pursuant to CEQA Guidelines Section 15332 (In-fill Development Projects).
2. Approve the Resolution awarding the construction contract with no additive alternates to JTS Construction, and authorizing the Mayor or City Manager to execute an agreement with JTS Construction for the construction of the Garden in the Sun Park Project.

Motion CM Gurrola Second Mayor Flores Vote 5-0

Resolution No. 2016-47

Agreement No. 2016-18

- D. Consideration and Approval of A Resolution of the City Council of the City of Arvin Approving A Construction Contract with Bowman Asphalt for the Construction of the Walnut Street Phase 1 Improvement Project and Authorizing the Mayor or City Manager to Sign and Execute the Agreement.
(City Engineer)

Staff recommends to:

1. Find that the City of Arvin Jewett Square Phase1 – Walnut Street Improvements project is exempt from CEQA, pursuant to CEQA Guidelines Section 15332 (In-fill Development Projects).
2. Approve the Resolution awarding the construction contract that includes all (4) alternatives to Bowman Asphalt, and authorizing the Mayor or City Manager to execute an agreement with Bowman Asphalt for the construction of the Walnut Street Phase 1 Improvement Project.

Motion to:

1. Find that the City of Arvin Jewett Square Phase1 – Walnut Street Improvements project is exempt from CEQA, pursuant to CEQA Guidelines Section 15332 (In-fill Development Projects).
2. Approve the Resolution awarding the construction contract that includes all (4) alternatives to Bowman Asphalt, and authorizing the Mayor or City Manager to execute an agreement with Bowman Asphalt for the construction of the Walnut Street Phase 1 Improvement Project.

Motion CM Robles Second MPT Madrigal Vote 5-0

Resolution No. 2016-48

Agreement No. 2016-19

C.V.

- E. Consideration and Approval of New Job Descriptions and Related Salary Step Schedule Rates for Human Resources Administrator and Executive Administrative Assistant to the City Manager Positions. (City Manager)

Staff recommends to:

1. Approve the new job descriptions including their corresponding step schedule levels, and authorize the Finance Director to post the Step Schedules on the City's website.
2. Authorize the City Manager to recruit and hire for these 2 new positions.

Motion to:

1. **Approve the new job descriptions including their corresponding step schedule levels, and authorize the Finance Director to post the Step Schedules on the City's website.**
2. **Authorize the City Manager to recruit and hire for these 2 new positions.**

Motion CM Ortiz Second CM Madrigal Vote 4-1

- F. Consideration and Approval of A Resolution of the City Council of the City of Arvin, Approving A First Amendment to the Agreement for Management and Administrative Services Between the City of Arvin and the Regional Governmental Services Authority. (City Manager)

Staff recommends approval of Resolution and the First Amendment to the Agreement for Management and Administrative Services between the City of Arvin and the Regional Governmental Services Authority.

Motion to approve the Resolution and the First Amendment to the Agreement for Management and Administrative Services between the city of Arvin and the Regional Governmental Services Authority.

Motion CM Ortiz Second CM Robles Vote 5-0

Resolution No. 2016-49

Agreement No. 2016-20

8. SUCCESSOR AGENCY ACTION ITEM(S)

- A. Consideration and Approval of A Resolution of the City Council of the City of Arvin Acting as the Successor Agency to the Arvin Community Redevelopment Agency for Approval of A Disposition and Development Agreement with Jhaj & Brar Investment Inc. for Sale and Development of APN 190-130-14, 15, and 27, in the City of Arvin. (City Planner)

Staff recommends approval of the Resolution Approving the Disposition and Development Agreement (DDA) with Jhaj & Brar Investment Inc. for sale and development of APN 190-130-14, 15, and 27, in the City of Arvin subject to the final form being approved by the city manager and Agency Counsel,

O.V.

which must be executed by Developer within 60 days of the Resolution and delivered to the Agency together with all applicable documents specified in the DDA and the \$10,000 deposit.

ABOVE SUCCESSOR AGENCY ITEM #8A MOVED TO BE CONSIDERED AFTER THE CONSENT AGENDA ITEM 5J.

9. STAFF REPORTS

- A. I.T. Annual Report (Cory Ferguson – Diamond Technologies)

10. CITY COUNCIL MEMBER COMMENTS

11. CITY COUNCIL CLOSED SESSION ITEM(S)

- A. 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
- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Pursuant to Government Code, § 54956.9(d)(1)
Cecilia Vela v. City of Arvin (SEIU Case 74626)
- C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
(Pursuant to Government Code, § 54956.9(b)
A closed session will be held because there is a significant exposure to litigation in 1 case.
- D. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Pursuant to Government Code, § 54956.8)
Property: Approx. 1 acre portion of APN 189-351-71 (East of Comanche and North of Millux) and approx. 1 acre portion of APN 189-351-90 (West of Meyer and North of Millux).
Successor Agency Negotiator: Alfonso Noyola, Executive Director
Buyer: Arvin Community Services District
Under negotiation: Price and terms of payment.

CLOSED SESSION REPORT BY CITY ATTORNEY:

No reportable Action.

12. ADJOURNED @ 10:40PM

Respectfully Submitted,


Cecilia Vela, City Clerk