

REGULAR MEETING MINUTES

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

NOVEMBER 21, 2017

CALL TO ORDER @ 6:09PM

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL: CM Ortiz absent; All others present.

1. Approval of Agenda as To Form.

Motion to approve the Agenda.

Motion MPT Robles Second CM Martinez Vote 4-0

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. CONSENT AGENDA ITEM(S)

A. Approval of Demand Register(s) of November 04, 2017 – November 17, 2017.

B. Approval of Payroll Register(s) of November 17, 2017.

C. Approval of the Minutes of the Regular Meeting(s) of November 07, 2017.

Staff recommends approval of Consent Agenda.

Motion to approve Consent Agenda Item 3A – 3C.

Motion MPT Robles Second CM Madrigal Vote 4-0

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4. PUBLIC HEARING ITEM(S)

- A. Consideration and Adoption of An Ordinance of the City Council of the City of Arvin Adopting Chapter 17.62 of Title 17 of the Arvin Municipal Code Pertaining to Commercial Cannabis Activity, Adoption of a Findings of Exemptions Pursuant to Section 15061(b)(3), Section 15307/Class 7 (Actions by Regulatory Agencies for Protection of Natural Resources), and Section 15308/Class 8 (Actions by Regulatory Agencies for Protection of the Environment) of the CEQA Guidelines. (Community Development Director)**

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

Hearing opened.

Public Testimony: 8 members of the public spoke in opposition of the Ordinance and 10 members of the public spoke in favor of the Ordinance.

Hearing closed.

Motion to waive second reading of the Ordinance and approve the adoption of the Ordinance with an update to the last sentence in Section 17.62.130(b) of the Ordinance to read as follows: "Any samples obtained by the City Manager shall be logged, recorded, and maintained in accordance with the Arvin Police Department standards for evidence."

Motion Mayor Gurrola Second MPT Robles Vote 4-0

Ordinance No. 443

- B. Consideration and Adoption of An Ordinance of the City Council of the City of Arvin to Adopt Text Amendment No. 2017-04, An Oil and Gas Ordinance for Regulation of Petroleum Facilities and Operations, by Repealing Chapter 17.46, Title 17, and Adding Chapter 17.46 to Title 17, of the Arvin Municipal Code, and Adoption of a Finding of Categorical Exemption Pursuant to Section 15308/Class 8 (Actions by Regulatory Agencies for Protection of the Environment) of the CEQA Guidelines. (Community Development Director)**

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

Hearing opened.

Public Testimony: 31 members of the public spoke in opposition of the Ordinance and 24 members of the public spoke in favor of the Ordinance.

Hearing closed. Letters and written comments were provided by the Public and provided to the City Clerk.

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Motion to continue Agenda Item 4B to a future meeting to allow for time to meet interested parties of the oil and gas industries and to return with the errata that was formerly approved by the Arvin Planning Commission to be included as part of this Ordinance.

Motion Mayor Gurrola

Second CM Madrigal

Vote 4-0

- C. Consideration and Adoption of An Ordinance of the City Council of the City of Arvin Repealing, Replacing and Amending Sections 17.02.310, 17.02.520, and 17.08.020(D) of the Arvin Municipal Code Relating to Home Occupation and Quasi-Home Occupation and Adoption of an Exemption Pursuant to Section 15061(b)(3) of the CEQA Guidelines. (Community Development Director)

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

Motion Mayor Gurrola

Second CM Martinez

Vote 4-0

Ordinance No. 444

- D. Consideration and Adoption 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 2017 Funding Year of the State CDBG Program. (Community Development Director)

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

Hearing opened.

No public testimony.

Hearing closed.

Motion to approve the Resolution.

Motion Mayor Gurrola

Second CM Madrigal

Vote 4-0

Resolution No. 2017-103

5. STAFF REPORTS

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6. COUNCIL MEMBER COMMENTS

7. CLOSED SESSION ITEM(S)

**A. CONFERENCE WITH LEGAL COUNSEL: Liability Claims (Pursuant to Cal. Govt. Code § 54956.9(d)(2)
Claimant: Alejandra Sandoval - AIMS File No. FR97619-AH; RMA Claim No. 17444**

Against: City of Arvin

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

City Negotiator: Alfonso Noyola, City Manager and Pawan Gill, Human Resources Administrator

Employee Organizations: Arvin Police Officers Association (APOA) and Central California Association of Public Employees SEIU Local 521.

CLOSED SESSION REPORT BY CITY ATTORNEY:

Agenda Item 7A: The City Council voted to reject the claim. Vote 4-0.

Agenda Item 7B: No reportable action.

8. Adjourned @ approximately 11:00PM

Respectfully submitted,



Cecilia Vela, City Clerk