REGULAR MEETING MINUTES

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

NOVEMBER 06, 2018

CALL TO ORDER @ 6:02PM

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL: Mayor Gurrola absent; All others present.

1. Approval of Agenda as To Form.

Motion to add the following Consent Agenda Item as a “subsequent need” item:
Authorization to Oppose the Federal Government’s Litigation Against the
State of California Challenging the State’s Sanctuary State Law, and
Authorize and Direct the Mayor and City Attorney to Sign an Amicus Brief
Opposing the Same on Behalf of the City of Arvin.
Motion CM Robles Second CM Martinez Vote 2-2-0 (CM Madrigal and
CM Martinez voted No. Motion fails.)

Motion to add the following Closed Session Item to the agenda:
PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Pursuant to
Government Code § 54957(b)(1)
Position: City Attorney
Motion CM Robles Second CM Martinez Vote 4-0

Motion to approve the Agenda with the addition of Closed Session Item:
PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Pursuant to
Government Code § 54957(b)(1)
Position: City Attorney
Motion CM Martinez Second CM Robles 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.)
3. PRESENTATION(S)
   A. Swearing In - Police Officers Armando Pantoja, Jr. and Adrian Hernandez
      Cecilia Vela, City Clerk
   
   B. Street Story Link – A Web and Phone Application
      Kate M. Beck, University of CA, Berkley

4. CONSENT AGENDA ITEM(S)
   A. Approval of Demand Register(s) of October 12, 2018 – November 02, 2018.
   
   B. Approval of Payroll Register(s) of October 19, 2018 and November 02, 2018.
   
   C. Approval of the Minutes of the Regular Meeting(s) of October 16, 2018.
   
   D. Approval of A Resolution of the City Council of the City of Arvin Regarding the
      Preparing of the 2019 Local Appointments List and Posting of the Same.
      Resolution No. 2018-70
   
      E. Approval of A Resolution of the City Council of the City of Arvin to Approve
         the Arvin Chamber of Commerce's Special Event Permit Application and
         Waive City Costs Associated with the Event.
         Resolution No. 2018-71
   
      F. Approval of A Resolution of the City Council of the City of Arvin to Approve
         the St. Thomas Church Special Event Permit Application and Waive City
         Costs Associated with this Event.
         Resolution No. 2018-72
   
      G. Approval of A Proclamation Proclaiming November 2018 as Domestic
         Violence Awareness Month.
   
      H. Approval of A Resolution of the City Council of the City of Arvin Augmenting
         the FY 18/19 Sanitation Fund Budget to Authorize an Increase in the
         Construction Budget by $106,346 and Amend Task Orders 3 and 4 with
         Veolia West Operating Systems in the Same Amount for Parshall Flume
         Upgrade.
         Resolution No. 2018-73
   
      I. Approval of A Resolution of the City Council of the City of Arvin Authorizing A
         Contract By and Between the City of Arvin and Veolia for Updating the City’s
         Sanitary Sewer Management Program (SSMP) and Authorizing the Mayor
         and/or City Manager to Enter Into A Contract with Veolia in the Amount Not
         To Exceed $375,992 for the SSMP study.
         Resolution No. 2018-74
         Agreement No. 2018-28
Staff recommends approval of the Consent Agenda.

Motion to approve Consent Agenda Items 4A – 4I.
Motion MPT Ortiz Second CM Madrigal Vote 4-0

5. PUBLIC HEARING(S)
A. A Public Hearing to Consider and Approve A Resolution of the City Council of the City of Arvin Deny the Appeals of, and Affirming, the Planning Commission’s Approval of Conditional Use Permit (CUP) and Site Development Plan (SDP) 2018-240LA -Ismaili Market - Expansion of a Non-Conforming Use – Regarding Storage and Patio Use, and Denial of Expansion for a Take-Out Kitchen, Located within the R-1 Single Family Dwelling Zone at 240 Langford in Arvin, and adoption of a Finding Per CEQA Guidelines Section 15061(B) (3). (Item continued from meeting of September 18, 2018: public comment/hearing portion of proceeding was closed at that meeting; item was further continued at the meeting of October 2, 2018) (City Planner)

Staff recommends approval of the Resolution.

No quorum in attendance for above Public Hearing Item 5A. Public hearing automatically continued to the following Council Meeting of December 04, 2018.

6. STAFF REPORTS
A. Monthly Financial Report – September 2018 (Finance Director)

7. COUNCIL MEMBER COMMENTS

8. CLOSED SESSION ITEM(S)
A. Conference with Legal Counsel – Existing Litigation (Pursuant to Government Code § 54956.9(d)(1)) Ronald Austin v. Arvin Police Department, et al., Kern County Superior Court Case No. BCV-18-101803

B. Conference with Labor Negotiators (Pursuant to Government Code §54957.6) City Negotiator, Pawan Gill, Human Resources Administrator Employee Organizations: Arvin Police Officers Association (APOA) and Service Employees International Union (SEIU) Local 521

C. Conference with Legal Counsel: Anticipated Litigation (Pursuant to Government Code § 54956.9(d)(4)
One Potential Case
D. Conference with Legal Counsel – Existing Litigation (Pursuant to Government Code § 54956.9(d)(1)) Citizens for a Better Arvin v. City of Arvin and City Council (Real Party In Interest: Petro Lud, Inc.) Kern County Superior Court Case No. BCV-18- 102949-KCT

E. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Pursuant to Government Code § 54957(b)(1))
Position: City Attorney

CLOSED SESSION REPORT BY CITY ATTORNEY:
No reportable action.

9. ADJOURNED @ 7:10PM

Respectfully submitted,

Cecilia Vela, City Clerk