



336 Pacific Avenue • Shafter, CA 93263

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## AGENDA

### REGULAR MEETING SHAFTER CITY COUNCIL TUESDAY, SEPTEMBER 18, 2007

**CALL TO ORDER:** 7:00 p.m.

**PLEDGE OF ALLEGIANCE:** Council Member Colvard

**INVOCATION:** Council Member Johnston

The Praise Notes Children's Choir from the Mennonite Brethren Church will sing in recognition of California Arts Council Day

**ROLL CALL:** Mayor Prout  
Mayor pro tem Florez  
Council Member Colvard  
Council Member Johnston  
Council Member Nelson

#### **APPROVAL OF AGENDA:**

#### **PUBLIC COMMENT:**

*THIS PORTION OF THE MEETING IS RESERVED FOR PERSONS WANTING TO ADDRESS THE COUNCIL ON ANY MATTER NOT ON THIS AGENDA AND OVER WHICH THE COUNCIL HAS JURISDICTION. SPEAKERS ARE LIMITED TO FIVE MINUTES. PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD BEFORE MAKING YOUR PRESENTATION. THE COUNCIL MAY TAKE ACTION TO DIRECT THE STAFF TO PLACE A MATTER OF BUSINESS ON A FUTURE AGENDA.*

#### **PRESENTATIONS:**

1. Resolution proclaiming October 5, 2007 as California Arts Day

#### **CONSENT CALENDAR:**

*All items on the consent calendar are considered to be routine and non-controversial by City staff and will be approved by one motion if no member of the Council or public wishes to comment or ask questions. If comment or discussion is desired by anyone, the item will be removed from the consent calendar and will be considered in the listed sequence with an opportunity for any member of the public to address the Council concerning the item before action is taken.*

- A. Approval of Payroll and General Checks
- B. Approval of Minutes September 4, 2007 and September 12, 2007
- C. Request to Close Alley / Shafter Mennonite Brethren Church

### **PUBLIC HEARING**

*SHOULD ANYONE CHALLENGE ANY PROPOSED ACTION WHICH IS THE SUBJECT OF A PUBLIC HEARING LISTED ON THIS AGENDA OR OTHERWISE, THAT PERSON MAY BE LIMITED TO RAISING THOSE ISSUES ADDRESSED AT THE PUBLIC HEARING, OR IN WRITTEN CORRESPONDENCE DELIVERED TO THE CITY COUNCIL AT OR PRIOR TO THIS PUBLIC HEARING.*

1. **Pre-Zone No. 07-51/Agricultural Preserve Procedure No. 07-01 for Annexation No. 81:** Pre-Zone No. 07-51 is a proposal to change the pre-zoning on 68.01 acres located a quarter mile west of Poplar Avenue, between Lerdo Highway and Los Angeles, from E (Estate) to A (Agriculture); and Agricultural Preserve Procedure No. 07-01 establishes an agricultural preserve, pursuant to California Government Code Section 51230 et seq., for Assessor Parcel Numbers 089-160-44, 089-160-45, and 089-160-72, totaling 53.77 acres in size and located a quarter mile west of Poplar Avenue, between Lerdo Highway and Los Angeles Avenue. (City Manager Guinn)
2. **Tentative Tract No. 7052:** a proposal to subdivide 90.18 acres into 94 single-family residential lots, one sump lot, and a 52.6 acre designated remainder. The project site is located adjacent on the west side of Poplar Avenue, between Lerdo Highway and Los Angeles Street. (City Manager Guinn)

### **COUNCIL ANNOUNCEMENTS AND REPORTS:**

*On their own initiative, Council Members may make a brief announcement or a brief report on their own activities. Council Members may ask a question for clarification, make a referral to staff or take action to have staff place a matter of business on a future agenda. No formal action by the Council will be taken unless an item is identified on the Agenda.*

### **CITY MANAGER COMMENTS AND REPORTS:**

### **MANAGEMENT REPORTS:**

1. **Fiber Network Conduit Fund for Infrastructure Projects:** request authorization for the creation of a Fiber Network Infrastructure budget in the amount of \$20,000. (City Manager Guinn)
2. **Update on Request for Proposals of Fiber Backbone Construction:** (City Manager Guinn)
3. **Abatement Status of 790 Fresno (Shirley Dewitte; Guy Shamis; Peter Quiring; David**

**Ricker; and Sherri Ricker) and Request for Appointment of Receiver Pursuant to H&S 17980.7:** (City Manager Guinn)

4. **Authorization to Execute Agreement with the County of Kern to Implement Cross-Connection Control Program:** request to execute agreement with the County of Kern in the amount of \$5,000 to facilitate the implementation of the Cross-Connection control Program agreement. (City Manager Guinn)
5. **Authorization to Construct Masonry Wall at Existing City Drainage Sump Located at South Reiker Street and Olson Avenue:** request to authorize Public Works Director to award block wall construction installation to Pickinpaugh Concrete Construction and the sump access gate installation to Lyday's Welding and Machine Shop in the amount of \$35,875.40. (City Manager Guinn)
6. **Construction of Street and Wall Improvements, North Side of Los Angeles Between Shafter Avenue & Thompson Avenue:** request to authorize the City Manager to enter into a reimbursement agreements with STUART THOMAS INCORPORATED d.b.a. LENOX HOMES for the completion of street and wall improvements and authorize the City Engineer to enter into a contract with Dewalt Corporation to engineer wall improvements on the north side of Los Angeles Avenue and the east side of the basin located at the intersection of Los Angeles Avenue and Thompson Street. (City Manager Guinn)
7. **Authorization to Execute Agreement with the County of Kern to Administer Construction of Community Development Block Grant (CDBG) 18.07.01 for Shafter Avenue Street Improvements:** request to authorize City Manager to execute Agreement with the County of Kern entitled "Community Development Activity Shafter Avenue Street Improvements CD#18.07.1". (City Manager Guinn)
8. **Award of Construction for "Shafter Police Department Expansion and Remodel Project– Concrete Contract":** request to award the construction of the Shafter Police Department Expansion and Remodel Project–Concrete Contract to Simmons Construction Inc. in the amount of \$43,812; and to authorize staff to execute the agreement for construction. (City Manager Guinn)
9. **Award of Construction for "Shafter Police Department Expansion and Remodel Project– Plumbing Contract":** request to award the construction of the Shafter Police Department Expansion and Remodel Project–Plumbing Contract to Tom Boles Quality Plumbing in the amount of \$76,480; and to authorize staff to execute the agreement for construction. (City Manager Guinn)
10. **Tax Exchange Agreement with the County of Kern for City of Shafter Annexation No. 82:** request to adopt Resolution No. 07-1948 Approving a Tax Exchange Agreement with

the County of Kern for City of Shafter Annexation No. 82, LAFCO Proceeding No. 1514  
(City Manager Guinn)

11. **Information Bulletin 07-13**  
Overtime Report - July 2007

**ORDINANCE:**

1. **Council introduce Ordinance 07-611 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHAFTER AMENDING CHAPTER 5.56 OF THE SHAFTER MUNICIPAL CODE RELATED TO FOOD VENDING VEHICLES** for second reading and adoption by title only and waive reading. (City Manager Guinn)

**CLOSED SESSION:**

1. Conference with Legal Counsel - Anticipated Litigation (1 case)  
Subdivision (b) of Government Code Section 54956.9

**ADJOURNMENT:**

*PLEASE NOTE: Should anyone challenge any proposed development entitlement listed on this Agenda in court, that person may be limited to raising those issues addressed at the public hearing described in this notice, or in written correspondence delivered to the City Council at or prior to this public hearing.*

In compliance with the AMERICANS WITH DISABILITIES ACT, if you need special assistance to participate in a City Council Meeting, please contact the City Manager's Office at (661) 746-5000 at least three (3) days before the meeting or time when special services are needed. This notification will help City staff in making reasonable arrangements to provide you with access to the meeting.

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This is to certify that this Agenda notice was posted at City Hall and the Police Department by 5:00 p.m., September 13, 2007. Further information regarding this Agenda notice is available at City Hall, 336 Pacific Avenue, Shafter, California  
Dolores Robinson S/S, City Clerk