



336 Pacific Avenue • Shafter, CA 93263

**AGENDA
REGULAR MEETING
SHAFTER CITY COUNCIL
TUESDAY, APRIL 15, 2008**

CALL TO ORDER: 7:00 p.m.

PLEDGE OF ALLEGIANCE: Council Member Nelson
INVOCATION: Council Member Johnston

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.

1. Request to Address the Council:
 - a. Friendship Force of Lamphun, Thailand hosted by Exchange Director Ben Goosen, Patricia Goossen, and Garry and Jan Nelson.
 - b. Gary Rodriguez - Student Transportation Needs from Shafter to Taft College.

PRESENTATION:

1. Proclamation of Cinco de Mayo Days, April 29 to May 5, 2008, Deanna Rodriguez-Root

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.

1. Approval of Payroll and General Checks
2. Approval of Minutes April 1, 2008
3. Special Events Permit Minter Field Air Museum's Warbirds in Action Air Show, Shafter Minter Airport, April 19, 2008.

PUBLIC HEARING:

Should anyone challenge any proposed action which is the subject of a public hearing listed on this agenda, that person challenging any action taken after the public hearing may be limited to raising only 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.

1. **CONTINUED PUBLIC HEARING: GENERAL PLAN AMENDMENT NO. 06-18; ZONE CHANGE NO. 06-44; GATEWAY ESTATES SPECIFIC PLAN NO. 06-5 ON APPROXIMATELY 320 ACRES LOCATED ON THE NORTH SIDE OF LERDO HIGHWAY BETWEEN CHERRY AVENUE AND GOLDS AVENUE:** a request to refer the project back to staff and re-advertise for public hearing when the project is ready to proceed. (City Manager Guinn)
2. **DEVELOPMENT AGREEMENT BETWEEN THE CITY OF SHAFTER AND LA DANTE' ROSE HOMES INC. FOR TENTATIVE TRACT NO. 6479:** a request to introduce Ordinance No. 08-619 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHAFTER ADOPTING THE ADDENDUM TO THE NEGATIVE DECLARATION THAT WAS ADOPTED FOR TENTATIVE TRACT NO. 6479 FOR DEVELOPMENT AGREEMENT NO. 08-11 AND APPROVING DEVELOPMENT AGREEMENT NO. 08-11 AS SET FORTH IN EXHIBIT "1" OF THIS ORDINANCE for first reading by title only. The project site is located on the north side of Los Angeles Avenue, between the alignment of Birch Street and Mannel Avenue. (City Manager Guinn)
3. **DEVELOPMENT AGREEMENT NO. 06-07 AMENDMENT TO SECTION 7.10 TO CHANGE THE MINIMUM DWELLING UNIT SIZE REQUIREMENT FROM 1,600 SQ. FT. FOR EACH LOT TO A MINIMUM AVERAGE OF 1,600 SQ. FT. FOR THE 50 LOT SUBDIVISION (TENTATIVE TRACT NO. 6447):** a request to introduce Ordinance No. 08-620 entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHAFTER ADOPTING THE ADDENDUM TO THE NEGATIVE DECLARATION THAT WAS ADOPTED FOR TENTATIVE TRACT NO. 6447 FOR THE AMENDMENT TO SECTION 7.10 IN DEVELOPMENT AGREEMENT NO. 06-07 AND APPROVING THE AMENDMENT TO SECTION 7.10 IN DEVELOPMENT AGREEMENT NO. 06-07 TO AS SET FORTH IN EXHIBIT "1" OF THIS ORDINANCE for first reading by title only. The project site is located west of Wall Street, between West Tulare Avenue and Poso Avenue. (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. **SHAFTER POLICE DEPARTMENT REMODEL PROJECT: WEAPONS RACK, AND AUDIO VISUAL EQUIPMENT:** a request to authorize a budget amendment in the amount of \$ 23,523.58, from the Supplemental Law Enforcement Grant Account (#113-00-210-6830) for the purchase of weapons storage racks, six (6) flat screen monitors, and audio/video distribution equipment. (City Manager Guinn)
2. **RESOLUTION TO INITIATE PROCEEDINGS FOR THE LEVY OF ANNUAL ASSESSMENTS FOR LANDSCAPE MAINTENANCE AND STREET LIGHTING ASSESSMENT DISTRICTS FOR LL001-95 (Tract 5774), LL001-98 (Tract 5610), LL001-99 (Parcel Map 10555), LL001-2002 (Tract 5856), LL001-2005 (Tracts 6179, 6286, 6287), LL002-2005 (Tract 6301), LL003-2005 (Tract 6222), LL004-2005 (Tract 6467), LL001-2006 (Tract 6437), LL001-2007 (Tracts 6738, 6447, 6540):** a request to adopt Resolution No. 08-1980, entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHAFTER INITIATING PROCEEDINGS TO LEVY AND COLLECT ASSESSMENTS WITHIN EXISTING CITY LANDSCAPING AND LIGHTING DISTRICTS FOR FISCAL YEAR 2008-2009 FOR THE MAINTENANCE AND SERVICING OF LIGHTING AND LANDSCAPING. (City Manager Guinn)
3. **RESOLUTION INITIATING PROCEEDINGS FOR THE FORMATION AND OF A REVISED LANDSCAPING AND LIGHTING DISTRICT AT THE INTERNATIONAL TRADE AND TRANSPORTATION CENTER:** a request to adopt Resolution No. 08-1981, entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHAFTER INITIATING PROCEEDINGS PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 FOR THE FORMATION OF LANDSCAPING AND LIGHTING DISTRICT NO. LL001-2008, THE DETACHMENT OF TERRITORY FROM LANDSCAPING AND LIGHTING DISTRICT NO. LL001-99, AND ORDERING THE PREPARATION OF THE ENGINEER'S REPORT. (City Manager Guinn)
4. **POTENTIAL REFUNDING AND REFINANCING OF THE JOINT POWERS FINANCING AUTHORITY LEASE REVENUE BONDS 1997 SERIES A (COMMUNITY CORRECTIONAL FACILITY):** a request to authorize the City Manager to explore the potential for refinancing the outstanding bonds by the Authority; to enter in agreements to employ Kinsell, Newcomb and DeDios, Inc, as Underwriter; to employ Best, Best and Krieger as Bond Counsel; and employ Fieldman, Rolapp and Associates as a Financial Consultant. (City Manager Guinn)

5. **KERN MOSQUITO AND VECTOR CONTROL DISTRICT AERIAL MOSQUITO CONTROL OPERATIONS AUTHORIZATION:** a request to authorize aerial mosquito control operations over the city portions of any targeted areas as determined by the Kern Mosquito and Vector Control District, and authorize the City Manager to sign required documents. (City Manager Guinn)
6. **INFORMATION BULLETIN 08-07:** Overtime Report February 2008

CLOSED SESSION:

1. Confer with Legal Counsel - Existing Litigation (Government Code Section 54956.9a)
 - a. Kern County Superior Court-Bakersfield Case No. S-1500-CV-260384
City of Bakersfield v. Oildale Mutual Water Company
 - b. Kern County Superior Court-Bakersfield Case No. S-1500-CV-260360
Tulare County Superior Court-Visalia Case No. VCU-224933
City of Bakersfield v. North Kern Water District
 - c. Kern County Superior Court-Bakersfield Case No. S-1500-CV-260277
City of Bakersfield v. City of Shafter
 - d. Kern County Superior Court-Bakersfield Case No. S-1500-CV-258075
Ventura County Superior Court-Ventura Case No. CIV242067
City of Bakersfield v. Kern Delta Water District

ADJOURNMENT:

NOTE: Should anyone challenge any proposed action which is the subject of a public hearing listed on this agenda, 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.

Pursuant to the Americans With Disabilities Act, if you need special assistance to participate in a City Council Meeting, please contact the City Clerk at (661) 746-5000 at least three (3) days prior to the meeting or time when special services are needed to allow City staff in making reasonable arrangements to provide you with access to the meeting.

This is to certify that this Agenda notice was posted at City Hall and the Police Department by 5:00 p.m., April 11, 2008. Further information regarding this Agenda notice is available at City Hall, 336 Pacific Ave., Shafter, CA.

Christine Wilson S/S, City Clerk