



336 Pacific Avenue • Shafter, CA 93263

**AGENDA
REGULAR MEETING
SHAFTER CITY COUNCIL
TUESDAY, MAY 6, 2008**

CALL TO ORDER: 7:00 p.m.

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

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. Skate Park Improvement: Craig Watkins, 445 Atlantic Ave., Shafter, 746-5846
2. Candidate Kern County Superior Court Judge: Olaf Arthur Landsgaard, 4171 Knox Ave., Rosamond, CA 93560

PRESENTATION:

1. Proclamation: Energy Efficiency Month, June 2008: Kern County Superintendent of Schools Youth Services Program Manager Jeff Coomber
2. Citizens Service Unit Oath of Office: Carmen Alegria, Bobby Dunlap, Angelica Soto, and Roxanna Steinbrecher.

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 8, 2008
3. Approval of Minutes April 15, 2008
4. Special Events Permit: Concert, Downtown Square, May 17, 2008, Richland School Jazz Band, Shafter Big Band, Shafter Brass Band, and Shafter High Jazz Band
5. Special Events Permit: Farmers Market, Downtown Square, every Wednesday, May 28, 2008 to September 24, 2008. Kern Farmers Market Association.
6. Proclamation: Make-A-Wish Foundation Destination Joy Day, June 3, 2008.

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. **CITY RECREATION PROGRAMS:** a request to authorize the inclusion of the Shafter Stingrays Swim Team into the City Recreation Department and programs. (City Manager Guinn)
2. **LOCATION ADVISORS, LLC, AMENDED AND RESTATED LOCATION AGREEMENT:** a request to authorize the City Manager to execute the Location Agreement with Location Advisors, LLC. (City Manager Guinn)
3. **TRACT 6584, WILLIAMS DEVELOPMENT REDUCTION IN PERFORMANCE BOND:** a request to authorize a performance bond reduction for Tract 6584, and authorize the City Engineer to accept a performance bond in the amount of 25% of the estimated costs of construction. (City Manager Guinn)
4. **INFORMATION BULLETIN 08-09:** Investment Report March 2008

ORDINANCE

1. **Council Introduce Ordinance 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 second reading and adoption by title only and waive reading. 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)

2. **Council 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 second reading and adoption by title only and waive reading. The project site is located west of Wall Street, between West Tulare Avenue and Poso Avenue. (City Manager Guinn)

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
2. Confer about Labor Negotiators (Government Code 54957.6): City Labor Negotiator City Manager Guinn; Employee Organizations: Shafter Correctional Officers Association, Shafter Miscellaneous Employees Unit, Shafter Police Officers Association, and Shafter Public Works Employees Unit; and Unrepresented Employees: Department Heads, Division Managers, Supervisors, and Part-Time Employees.

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., May 1, 2008. Further information regarding this Agenda notice is available at City Hall, 336 Pacific Ave., Shafter, CA.

Christine Wilson S/S, City Clerk