



336 Pacific Avenue • Shafter, CA 93263

**AMENDED AGENDA  
REGULAR MEETING  
SHAFTER CITY COUNCIL  
TUESDAY, DECEMBER 2, 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.*

**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: November 18, 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. **COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING FOR FISCAL YEAR 2009-2010:** a request to conduct a public hearing on the use of Community Development Block Grant (CDBG) for Fiscal Year 2009-2010; and approve Resolution No. 08-08-2011 authorizing the submission of an application to the Kern County Community Development Program Department for the 2009-2010 CDBG “fair share” funds, estimated to be \$170,000, to be allocated towards the Walker Street Drainage Improvement Project (or another project selected by Council). (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. **APPROVAL FOR EXECUTION OF OIL, GAS AND MINERAL LEASES:** a request to approve and authorize the City Manager/Director to execute the Subsurface Oil, Subsurface Oil, Gas, and Mineral Lease. (City Manager Guinn)
2. **CITY RECREATION POOL FACILITY USE AGREEMENT:** a request to approve the Facility Use Agreement with the Kern High School District; authorize the City Manager to execute similar agreements for other agencies that receive benefits from the use of the Pool; and authorize the City Manager to prepare a new Joint Use Agreement for all affected agencies. (City Manager Guinn)
3. **AUTHORIZATION FOR CONSTRUCTION OF MAPLE SCHOOL WATERLINE PROJECT:** a request to accept the low bid Option “A” bid submitted by Superior Pipelines for the Maple School Waterline Project in the amount of \$432,150; and authorize the Public Works Director to issue a Notice of Award and Notice to Proceed, contingent upon the contractor submitting the required bonds and insurance certification. (City Manager Guinn)
4. **AMENDMENT TO THE APPENDIX OF THE CONFLICT OF INTEREST CODE:** a request to adopt Resolution No. 08-2012 entitled a Resolution of the City Council of the City of Shafter, Approving and Adopting an Amended Appendix to the Conflict of Interest Code Pursuant to the Political Reform Act of 1974. (City Manager Guinn)
5. **INFORMATION BULLETIN NO. 08-19:** Overtime – September 2008, October 2008

**ORDINANCE:**

1. **ZONE CODE AMENDMENT NO. 08-1: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SHAFTER AMENDING TITLE 17 (CITY ZONING ORDINANCE) CHAPTER 5, TO ALLOW THE ESTABLISHMENT OF DAY NURSERIES, NURSERY SCHOOLS, AND CHILD CARE FACILITIES IN THE GENERAL COMMERCIAL (GC) DISTRICT:** a request to introduce Ordinance No. 08-626 titled Zone Code Amendment No. 08-1 Amending Title 17 (City Zoning Ordinance) Chapter 5, to Allow the Establishment of Day Nurseries, Nursery Schools, And Child Care Facilities in the General Commercial District for second reading by title only and waive reading. (City Manager Guinn)

**CLOSED SESSION:**

1. Conference with Property Negotiators (Government Code 54956.8):  
Property Location: 151 Vultee, 157 Vultee, 159 Vultee, Shafter,  
Property Negotiator: City Manger John Guinn  
Property Owner: Chuck Antonino  
Under Negotiation: Provide instructions to negotiator regarding price and terms
2. Conference with Legal Counsel – Anticipated Litigation (1 case)  
Subdivision (b) of Section 54956.9(b(1))  
Case Name: City Well No. 10
3. Public Employee Discipline  
Subdivision (b) of Section 54957

**ADJOURNMENT:**

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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. Any public record, relating to an open session agenda item, that is distributed within 72 hours prior to the meeting is available for public inspection in the City Clerk's Office at Shafter City Hall, 336 Pacific Ave., Shafter, CA 93263.

This is to certify that this Agenda notice was posted at City Hall and Police Dept. by 3:00 p.m., December 1, 2008.

Christine Wilson S/S, City Clerk