



336 Pacific Avenue • Shafter, CA 93263

**AGENDA
REGULAR MEETING
SHAFTER CITY COUNCIL
TUESDAY, APRIL 7, 2009**

- CALL TO ORDER:** 7:00 p.m.
- PLEDGE OF ALLEGIANCE:** Council Member Colvard
- INVOCATION:** Mayor Pro Tem Nelson
- ROLL CALL:** Mayor Prout
Mayor Pro Tem Nelson
Council Member Alvarado
Council Member Colvard
Council Member Johnston

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: March 17, 2009.
3. Approval of Minutes: March 30, 2009.
4. Proclamation: Relay for Life.
5. Proclamation: DMV/Donate Life California Month.
6. Special Events Permit: Victory Outreach, April 11, 2009, Mannel Park.
7. Special Events Permit: Richland Band, Concert, April 25, 2009, Downtown Square.
8. Special Events Permit Amendment: Kiwanis Club Circus, Change Event Date to April 28-29, 2009, Mannel Park.
9. Special Events Permit: Cinco de Mayo Festival, May 2, 2009, Mannel Park.
10. Special Events Permit: Richland Band, Concert, May 11, 2009, Downtown Square.
11. Acceptance of Dedication of Easement: Seventh Standard Additional Right of Way and Canal Access Road Easement (APN 536-010-01) For Heritage Ranch.

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. **COMMUNITY CORRECTIONAL FACILITY DORMITORY REMODEL:** a request to approve a budget amendment in the amount of \$48,200 transferred from the Building Replacement Fund to the Operational Fund (571-80-380-6830). (City Manager Guinn)
2. **BUDGET AMENDMENT FOR THE PURCHASE OF SPECIFIC EQUIPMENT AT THE COMMUNITY CORRECTIONAL FACILITY:** a request to approve a budget amendment in the amount of \$37,000 transferred from the Equipment Replacement Fund and to the Operational Fund (571-80-380-6830). (City Manager Guinn)
3. **SHAFTER ANIMAL CONTROL FACILITY SIGN DESIGN:** a request to provided direction for the front elevation signage at the Shafter Animal Control Facility. (City Manager Guinn)
4. **FIREARMS FACILITY EXPANSION PROJECT:** a request to authorize a budget amendment in the amount of \$50,000 for completion of the Phase I of the Firearms Facility Expansion Project (010-00-610-0013). (City Manager Guinn)
5. **REQUEST TO MODIFY MINIMUM UNIT SIZES FOR TRACTS 6447 (VINEYARD VILLAGES), 6540 (FREEDOM HOMES), AND 6738 (GRACIE HOMES):** a request to discuss and provide direction regarding the possible reduction of housing unit sizes within Tracts 6447, 6540, and 6738. (City Manager Guinn)
6. **DISADVANTAGED BUSINESS ENTERPRISE (DBE) RACE NEUTRAL IMPLEMENTATION AGREEMENT FOR THE CITY OF SHAFTER:** a request to adopt Resolution No. 09-2027 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHAFTER REGARDING DISADVANTAGED BUSINESS ENTERPRISE (DBE) RACE NEUTRAL IMPLEMENTATION AGREEMENT FOR THE CITY OF SHAFTER. (City Manager Guinn)
7. **AGREEMENT WITH FORWARD OBSERVER FOR THE REVIEW OF THE MOFFAT AND NICHOL STUDY OF THE SHAFTER LOGISTICS CENTER RAIL SHUTTLE:** a request to authorize the City Manager to enter into an agreement with Forward Observer to review the Moffatt and Nichol report and authorize a budget amendment in the amount of \$14,000. (City Manager Guinn)

8. **AUTHORIZATION TO ADOPT RESOLUTION AUTHORIZING CITY ENGINEER TO COMPLETE RIGHT-OF-WAY CERTIFICATES FOR LERDO HIGHWAY RECONSTRUCTION AND RESURFACING BETWEEN CARVER STREET AND DRIVER ROAD (FEDERAL PROJECT I.D. NO. ESPL 5281 (012)):** a request to adopt Resolution No. 09-2024, entitled RESOLUTION AUTHORIZING THE CITY ENGINEER TO EXECUTE RIGHT OF WAY CERTIFICATES FOR LERDO HIGHWAY (City Manager Guinn)
9. **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. 09-2026 entitled RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHAFTER INITIATING PROCEEDINGS PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 TO FORM LANDSCAPING AND LIGHTING DISTRICT NO. LL001-2009, TO DISSOLVE LANDSCAPING AND LIGHTING DISTRICT NO. LL001-99 AND ORDERING THE PREPARATION OF THE ENGINEER'S REPORT. (City Manager Guinn)
10. **RESOLUTION TO INITIATE PROCEEDINGS FOR THE LEVY OF ANNUAL ASSESSMENTS FOR LANDSCAPE MAINTENANCE AND STREET LIGHTING ASSESSMENT DISTRICTS:** a request to adopt Resolution No. 09-2025 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 2009-2010 FOR THE MAINTENANCE AND SERVICING OF LIGHTING AND LANDSCAPING. (City Manager Guinn)
11. **APPROVAL OF THE STATE WATER RESOURCES CONTROL BOARD FACILITIES PLAN AND DESIGNATION OF PROJECT DIRECTOR FOR THE NORTH SHAFTER WASTEWATER PROJECT:** a request to authorize the City Manager to send a letter to the SWRCB agreeing to the terms of the Facilities Plan Approval letter; and authorize the City Manager to sign and return the Project Director Certification to the SWRCB. (City Manager Guinn)

12. **NORTH SHAFTER WASTEWATER PROJECT AUTHORIZATION TO FILE A FINANCIAL ASSISTANCE APPLICATION, IDENTIFY A DEDICATED SOURCE OF REVENUE FOR THE PROPOSED FINANCING AGREEMENT WITH THE STATE WATER RESOURCES BOARD, AND REIMBURSEMENT FROM STATE WATER RESOURCES CONTROL BOARD FUNDS:** a request to approve Resolution No. 09-2021, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHAFTER AUTHORIZING THE CITY MANAGER TO FILE A FINANCIAL ASSISTANCE APPLICATION WITH THE STATE WATER RESOURCES CONTROL BOARD FOR THE PLANNING, DESIGN, AND CONSTRUCTION OF THE NORTH SHAFTER WASTEWATER PROJECT; to approve Resolution No. 09-2022, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHAFTER DESIGNATING A DEDICATED SOURCE OF REVENUE FOR THE REPAYMENT OF THE PROPOSED FINANCING AGREEMENT FROM THE STATE WATER RESOURCES CONTROL BOARD FOR THE NORTH SHAFTER WASTEWATER PROJECT; to approve Resolution No. 09-2023; A REIMBURSEMENT RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHAFTER RELATED TO STATE WATER RESOURCES CONTROL BOARD FUNDS FOR THE NORTH SHAFTER WASTEWATER PROJECT; and to authorize a budget amendment in the amount of \$2,500,000 in the Wastewater Capital Improvement Fund funded from revenue in the amount of \$2,000,000 from the State Cleanup and Abatement Account and revenue in the amount of \$500,000 from the State Water Resources Control Board Fund for North Shafter Wastewater Project. (City Manager Guinn)
13. **INFORMATION BULLETIN NO. 09-07:**
 - a. Water System Update
 - b. Investment Report – February 2009

CLOSED SESSION:

1. Conference with Property Negotiators (Government Code 54956.8):
Property Location: 151 Vultee, Shafter
Property Negotiator: City Manager John Guinn
Property Owner: Chuck Antonino
Under Negotiation: Provide instructions to negotiator regarding price and terms

ADJOURNMENT:

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 5:00 p.m., April 3, 2009.

Christine Wilson S/S, City Clerk