

MINUTES
WASCO CITY COUNCIL
and Successor Agency to the
Former Redevelopment Agency
Tuesday, February 7, 2023
Regular Meeting – 6:00 pm.
City Council Chambers
746 8th Street, Wasco, CA 93280

REGULAR MEETING – 6:00 pm

1) CALL TO ORDER:

Mayor Martinez called the meeting to order at 6:03 pm.

2) ROLL CALL:

PRESENT: Mayor Martinez, Mayor Pro Tem Garcia, Council Members: Medina, Reyna, Saldaña

LATE: Mayor Pro Tem Garcia arrived at 6:17 PM

STAFF PRESENT: City Manager Hurlbert, City Attorney Schroeter, Assistant City Manager Lara, City Clerk Martinez, Deputy City Clerk Flores, Public Works Director Villa, Finance Director Perez-Hernandez, Associate Planner Murillo, Fire Chief Appleton, Chief Building Inspector Ledezma

3) FLAG SALUTE: led by Mayor Martinez

4) INVOCATION: Observed a moment of silence

5) PRESENTATIONS:

a. Proclamation for Safely Surrendered Baby Awareness Month
Mayor Martinez presented the proclamation to Miguel Salazar from the Kern County Department of Human Services.

b. Proclamation for Kern County Grand Jury Awareness Month
Mayor presented the proclamation.

6) PUBLIC COMMENTS:

- Michael Hair
 - Clarabelle Guitierrez
- No email comments

7) SUCCESSOR AGENCY BUSINESS: None

8) WASCO PUBLIC FINANCE AUTHORITY BUSINESS: None

CITY COUNCIL BUSINESS:

9) CONSENT CALENDAR:

The Consent Calendar consists of items that, in the staff's opinion, are routine and non-controversial. These items are approved in one motion unless a Council Member or member of the public requests the removal of a particular item.

- a. Receive and File department payments totaling \$1,523,560.98
- b. Approval of City Council Meeting Minutes for:
 - 1. November 1, 2022, Regular Meeting
 - 2. November 10, 2022, Speical Meeting
 - 3. November 15, 2022, Regular Meeting
- c. Adopt a Resolution Authorizing The City Manager or designee to approve a purchase in the amount not to exceed \$52,000.00 to purchase one Ford F-250 pick-up truck for the Wastewater Department and Find that this action is not a project as defined under the California Environmental Quality Act (CEAQ)State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.
Reso#2023-3837
- d. Adopt a Resolution Authorizing The City Manager or designee to approve purchases with Jim Burke Ford and Douglass Truck Bodies, Inc. in an amount not to exceed \$98,000.00 to purchase one Utility truck with a crane for the wastewater department and Find that this action is not a project as defined under the California Environmental Quality Act (CEAQ)State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.
Reso#2023-3838
- e. Adopt a Resolution Authorizing the City Manager or designee to approve purchases with Jim Burke Ford and Douglass Truck Bodies, Inc. in an amount not to exceed \$89,000.00 to purchase one Utility truck with a crane for the Water Department and Find that this action is not a project as defined under the California Environmental Quality Act (CEAQ)State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.
Reso#2023-3839
- f. Adopt a Resolution Authorizing The City Manager or designee to approve a purchase order in an amount not to exceed \$27,000.00 to purchase one towable boom lift (model T350) from United Rentals and Find that this action is not a project as defined under the California Environmental Quality Act (CEAQ)State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.

PULLED FOR SEPARATE CONSIDERATION

- g. Adopt a Resolution Authorizing The City Manager or designee to approve a purchase order in an amount not to exceed \$69,000.00 for a purchase of one Utility Van for the Facilities Maintenance Department from Haddad Dodge and find that this action is not a project as defined under the California Environmental Quality Act (CEQA) State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.

Reso#2023-3840

- h. Approval of Travel Expenses Exceeding \$500.00 per trip for the Human Resources Manager to attend the 16th Annual FTA Drug and Alcohol Program National Conference on March 14-16, 2023, in San Diego, CA, and Find that this action is not a project as defined under the California Environmental Quality Act (CEQA) State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.
- i. Approval of Travel Expenses Exceeding \$500.00 per trip for the Human Resources Analyst I to attend the 2023 California State HR Advocacy and Legislative Conference on April 12 – 14, 2023, in Sacramento, California and find that this action is not a project as defined under the California Environmental Quality Act (CEQA) State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.

- j. Accept all bids, and Adopt a Resolution Authorizing the City Manager or his designee to enter and execute an agreement with the awarded Contractor Amerivet Contracting Co. for the construction of the Vacuum Truck Storage Building at the Wastewater Treatment Plant and Authorize the City Manager or his designee to make the monetary budget amendment and Find that this action is not a project as defined under the California Environmental Quality Act (CEQA) State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.

Reso#2023-3841

Agmt#2023-004

- k. Approval of Travel Expenses Exceeding \$500.00 per trip for one-half of City Attorney registration fees and lodging in the amount of \$551.50 to attend the League of California Cities Attorney's Conference held on May 17- 19, 2023, in Monterey, CA and find that this action is not a project as defined under the California Environmental Quality Act (CEQA) State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.
- l. Approval of Training Expenses exceeding \$500.00 per registration for the Public Works Director to attend the League of California Cities Public Works Officers Institute from March 29-31, 2023, in Universal City, CA, and find that this action is not a project as defined under the California Environmental Quality Act (CEQA) State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.

- m. Adopt a Resolution Approving the Amended Salary Schedule for the Fiscal Year 2022-2023 in Compliance with the California Public Employees' Retirement System (CalPERS) Requirement for Publicly Available Pay Schedules and Find that this action is not a project as defined under the California Environmental Quality Act (CEAQ) State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.

Reso#2023-3842

- n. Accept all bids and Adopt a Resolution Authorizing The City Manager or his designee to enter and execute an Agreement with the awarded Contractor Amerivet Contracting Incorporated for the interior demolition of the Sheriff's Activity League (SAL) Building in the amount of \$13,800.00 and allowing the City Manager to execute Contract Change Orders in an amount not to exceed an aggregate of \$10,000 and Find that this Project is Categorically Excluded per 24 CF\$ 58.35(a), and subject to laws and authorities at 58.5: (3) (iii) (B) Rehabilitation of buildings and improvements of non-residential structures, including commercial, industrial and public buildings does not involve a change in land use, such as from non-residential to residential, commercial to industrial, or from one industrial use to another.

Reso#2023-3843

Agmt#2023-005

City Manager Hurlbert pulled item 9f has been deferred to a future meeting.

No public comments.

Motion was made by Mayor Martinez, **seconded** by Council Member Reyna, to approve the Consent Calendar with separate considerations on item 9f to be tabled to a future meeting by the following roll call vote:

AYES:	MARTINEZ, MEDINA, REYNA, SALDAÑA
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	GARCIA

10) PUBLIC HEARINGS:

- a. Introduce and Waiver of the First Reading by title only of an Ordinance of the City of Wasco Amending Table 2-6 of Municipal Code Section 17.22.070 and Amending Boundaries on Figure 2-4 of the Municipal Code Section 17.24.040 to allow drive-throughs with a Conditional Use Permit and Find that this project is exempt under the California Environmental Quality Act of 1970 (CEQA) and State CEQA Guidelines Section 15305.

PowerPoint Presentation by Associate Planner Murillo.

Mayor Pro Tem Garcia arrived at 6:17 PM

Mayor Martinez opened the public hearing at 6:21 pm

No public comments.

Mayor Martinez closed the public hearing at 6:21 pm.

Motion was made by Council Member Reyna, **seconded** by Mayor Pro Tem Garcia, to introduce and waive the first reading of an ordinance by the following roll call vote:

AYES:	MARTINEZ, GARCIA, MEDINA, REYNA, SALDAÑA
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

11) DEFERRED BUSINESS: None

12) NEW BUSINESS:

- a. Appointment of Three (3) Planning Commissioners to fill full-term seats on the Planning Commission Board, term expiring on December 31, 2026, and Find that this action is not a project as defined under the California Environmental Quality Act (CEAQ) State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.

Mayor Martinez and Mayor Pro Tem Garcia recommended appointing John Pallares, Jeremiah Skeels, and Marcos Torres

No public comments

Motion was made by Mayor Pro Tem Garcia, **seconded** by Council Member Medina, to appoint John Pallares, Jeremiah Skeels, and Marcos Torres to fill the full-term seats on the Planning Commission Board expiring December 31, 2026, by the following roll call vote:

AYES:	MARTINEZ, GARCIA, MEDINA, REYNA, SALDAÑA
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

- b. Adopt a Resolution Authorizing The City Manager or designee to enter and execute Franchise Agreements with American Refuse, Inc. for the Collection and Handling of Residential Recyclable materials, and Commercial Organics, Recyclable materials, and Roll-off Services, subject to final approval of the City Manager and City Attorney and find that this action is not a project as defined under the California Environmental Quality Act (CEQA) State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.

Reso#2023-3844
Agmt#2023-006
Agmt#2023-007

Oral presentation by Public Works Villa.

Public comments by Jeff Martin.

Motion was made by Council Member Reyna, **seconded** by Mayor Pro Tem Garcia, to adopt the Resolution by the following roll call vote:

AYES: MARTINEZ, GARCIA, MEDINA, REYNA, SALDAÑA
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

- c. Adopt a Resolution authorizing the City Manager or designee to execute Agreements and or Applications with Local, State, and Federal Agencies required for the Creation of the Wasco Police Department; Implement the transition plan of law enforcement services from the Kern County Sheriff Contract to the City, Authorize the related Wasco Police Department accounts/sub-accounts, budget amendments and or Budget Appropriations, and Find that this action is not a project as defined under the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.

Reso#2023-3845

Oral presentation by City Manager Hurlbert.

No public comments.

Motion was made by Council Member Reyna, **seconded** by Council Member Saldaña, to adopt the Resolution by the following roll call vote:

AYES: MARTINEZ, GARCIA, MEDINA, REYNA, SALDAÑA
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

- d. Adopt A Resolution Ratifying the Executed Engagement Letter with Attorney Sean Gibbons of Freeman Mathis & Gary for Legal Services and find that this action is not a project as defined under the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required. (Hurlbert)

Reso#2023-3846

Oral presentation by City Manager Hurlbert.

No public comments.

Motion was made by Mayor Martinez, **seconded** by Council Member Medina , to adopt the Resolution by the following roll call vote:

AYES:	MARTINEZ, GARCIA, MEDINA, REYNA, SALDAÑA
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

- e. Adopt a Resolution Authorizing the City Manager or designee to approve a purchase order to purchase six (6) new Ford Utility Interceptor AWD Police vehicles, including emergency lighting and other police up fitting equipment; purchase of up to six (6) used vehicles, including refurbishment costs, and execute a Master Agreement with Enterprise Fleet Management (without committing to any orders at this time); and make an Appropriation of ARPA funds in the amount of \$500,000 and Budget Amendment to the Adopted FY 2022-2023 Capital Improvement Plan and the Adopted Annual Operating Budget for FY 2022-2023; and Find that this action is not a project as defined under the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required. (Hurlbert)

Reso#2023-3847

Agmt#2023-008

Oral presentation by City Manager Hurlbert.

No public comments.

Motion was made by Council Member Reyna, **seconded** by Mayor Pro Tem Garcia, to adopt the Resolution by the following roll call vote:

AYES:	MARTINEZ, GARCIA, MEDINA, REYNA, SALDAÑA
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

- f. Adopt a Resolution Approving an Application for Funding and authorizing the City Manager or designee to execute the Grant Agreement and any Amendments Thereto for the San Joaquin Valley Air Pollution Control District's New Alternative Fuel Vehicle Purchase Program, and Find that this action is not a project as defined under the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.

Reso#2023-3848

Oral presentations by City Manager Hurlbert.

No public comments.

Motion was made by Mayor Pro Tem Garcia, **seconded** by Council Member Saldaña, to adopt the Resolution by the following roll call vote:

AYES: MARTINEZ, GARCIA, MEDINA, REYNA, SALDAÑA
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

13) REPORTS FROM COMMISSIONS AND COMMITTEES:

- a. Kern Economic Development Corporation (Garcia)
 - Career Stem Expo to be held at the Career Technical and Education Center in Bakersfield on April 28, 2023, and in Mojave in March 2023
- b. Kern Council of Government (Reyna)
 - Attended the meeting on February 16, 2023
 - Mentioned the Highway 46 underpass
- c. Wasco Task Force (Reyna & Medina)
 - **No reports**

14) REPORTS FROM KC FIRE AND SHERIFF:

- a. Kern County Fire Department (Appleton)
PowerPoint presentation reporting on recent incidents.
- b. Kern County Sheriff's Department (Shinn)
No reports – Sergeant Shinn absent

15) REPORTS FROM THE CITY MANAGER:

City Manager Hurlbert updated the council on the following;

- Wasco has engaged with a firm that is working on a grant application for new sludge handling
- Spay and Neuter event at Old Courthouse 810 8th Street by appointment on February 17, 2023, and March 20, 2023.
- Ribbon cutting event Ross Dress For Less on March 4, 2023 8:45 AM
- Strategic Workshop meeting will be at 10:00 AM, immediately after the ribbon cutting at the Old Courthouse 810 8th Street.
- Downtown Strategies Workshop on February 16, 2023, from 12:00 PM to 1:30 pm Old Courthouse 810 8th Street and open to the public.
- Wasco Independence High School 6th Annual Career Fair on February 15, 2023, from 10:00 AM to 12:00 PM.
- League of California Cities Annual City Leaders Summit from April 12 to April 14, 2023, in Sacramento, CA.

16) REPORTS FROM THE CITY COUNCIL:

Mayor Pro Tem Garcia:

- Recommended to staff reserve five council members to attend the League of California Cities Annual City Leaders Summit

Council Member Reyna:

- Covid Vaccination Clinic held on January 29, 2023 - 77 people vaccinated for Covid, 13 persons vaccinated for the Flu, and 50 visa cards were issued by Kern Sol to Covid-vaccinated persons.
- Next Covid Vaccine Clinic will be held on the last Sunday in February 2023.

Mayor Martinez:

- Attended League of California Cities New Mayors and Council Members Academy on February 1, 2023

No public comments.

Mayor Martinez adjourned into closed session at 7:17 pm.

Mayor Martinez adjourned out of closes session at 7:31pm.

17)CLOSED SESSION:

a. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION

Significant exposure to pursuant to paragraph (2) of subdivision (d) and paragraph (3) of subdivision € of Section 54956.9 (Claim by Diem Thai)

18)CLOSED SESSION ACTION:

City Attorney Schroeter reported out.

a. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION

Significant exposure to pursuant to paragraph (2) of subdivision (d) and paragraph (3) of subdivision € of Section 54956.9 (Claim by Diem Thai)

Motion was made by Council Member Reyna, **seconded by** Mayor Martinez, to deny the claim by the following roll call vote:

AYES:	MARTINEZ, GARCIA, MEDINA, REYNA, SALDAÑA
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

19)ADJOURNMENT:

Mayor Martinez adjorned the meeting at 7:33pm.

DocuSigned by:

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 Monica Flores, Deputy City Clerk

DocuSigned by:

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 Vincent Martinez, Mayor