

MINUTES
WASCO CITY COUNCIL

and Successor Agency to the
Former Redevelopment Agency

Tuesday, April 18, 2023

Regular Meeting – 6:00 p.m.

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 6:00 p.m.

2) ROLL CALL: Mayor Martinez, Mayor Pro Tem Garcia, Council Members: Medina, Reyna, Saldaña

PRESENT: Mayor Martinez, Council Members: Medina, Reyna, Saldaña

ABSENT: Mayor Pro Tem Garcia

STAFF PRESENT: City Manager Hurlbert, City Attorney Schroeter, City Clerk Martinez, Assistant City Manager Lara, Public Works Director Perez-Hernandez, Community Development Director Cobb, Chief of Police Fivecoat, Kern County Sheriff Sergeant Stacy, Kern County Fire Chief Appleton

3) FLAG SALUTE: led by Mayor Martinez

4) INVOCATION: by Manuel Cantu, Pastor of Lifehouse Church

5) PRESENTATIONS: None

6) PUBLIC COMMENTS:

- Celeste Ramos – California Health Collaborative Unidos por Salud
- Enevy Lopez – Wasco High School Student Unidos Por Salud
- Melina Andres – Youth Coalition Member from Unidos Por Salud

City Clerk Martinez stated that there were no email comments for this item or any other item on this agenda.

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 \$ 2,216,142.49
- b. Approval of City Council Meeting Minutes for:
 1. December 28, 2022, Special Meeting
- c. Receive and File the Investment Report for the month ended February 28, 2023.
- d. 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 California Energy Commission (CEC) Grant Solicitation (GFO-21-402) titled, "California Automated Permit Processing Program" , and Find that Pursuant to the 2023 California Environmental Quality Act (CEQA) State Guidelines Section 15268(Ministerial Projects) are exempt from the requirements of CEQA.
Reso#2023-3863
- e. Adopt a Resolution Authorizing the City Manager or Designee to Enter and Execute an On-Call Services Agreement with Aspect Engineering Group, Inc. for Engineering Services Related to the City's Water and Wastewater SCADA Systems, 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#2023-3864
Agmt#2023-017
- f. Rejection of a bid received for the Sheriff's Activity League (SAL) Building Rehabilitation Project, 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.
- g. Adopt and Waive the Second Reading by title only of an Ordinance of the City Council of the City of Wasco Amending Ordinance No. 2023-722, which amended the Historic District Boundaries to replace the reference to Figure 2-4 with reference to Figure 2-1 of Section 17.24.040 of Title 17 Zoning of the City of Wasco Municipal Code and Find that this project is exempt under the California Environmental Quality Act of 1970 (CEQA) and State CEQA Guidelines Section 15305.
Ord#2023-722

- h. Accept all bids and Adopt a Resolution Authorizing the City Manager or his designee to enter and execute an agreement with awarded contractor B.R Frost Company for the Trickling Filter 1 & 2 Rehabilitation Project in an amount not to exceed \$275,000.00 and allowing the City Manager to execute Contract Change Orders in an amount not to exceed \$10,000.00 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#2023-3865

Agmt#2023-018

- i. Adopt a Resolution Authorizing the City Manager or his Designee to Enter and Execute an Agreement with Well Rehabilitation Services to Perform a Chemical Cleaning and Video Surveyance of Well #12 in an Amount not to Exceed \$115,000.00 and Allowing the City Manager to Execute Contract Change Orders in an Amount not to Exceed \$10,000.00 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.

PULLED FOR SEPARATE CONSIDERATION

- j. Adopt a Resolution Authorizing The City Manager or designee to approve a purchase order in an amount not to exceed \$36,698.00 to purchase one GMC Canyon Pickup Truck for the Street Department from Motor City GMC 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#2023-3867

- k. Rejection of bid received for the Central Avenue Park Project.

- l. Adopt a Resolution Authorizing the City Manager or his designee to execute an emergency purchase order with Bakersfield Well and Pump to perform a Video Surveyance and Repairs of Well #14 in an amount not to exceed \$60,000.00 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

PULLED FOR SEPARATE CONSIDERATION

- m. Adopt a Resolution Authorizing the Execution of the FY 2022/2023 Certifications and Assurances and Authorized Agent Forms for the Low Carbon Transit Operations Program (LCTOP) for the Following Project: Bus Shelter(s) Project, \$66,123.00; and Find that Pursuant to State CEQA Guidelines Section 15301 (Existing Facilities), the proposed project is Categorically Exempt.

PULLED FOR SEPARATE CONSIDERATION

- n. Adopt a Resolution Approving an Application for Funding and Authorizing the City Manager or Designee to Execute the Grant Agreement and any Amendments thereto from the FY2023 COPS Hiring Program (CHP) of the U.S. Department of Justice, Office of Community Oriented Policing Services and Find that Pursuant to State CEQA Guidelines Section 15301 (Existing Facilities), the proposed project is Categorically Exempt.

Reso#2023-3870

Agmt#2023-020

- o. 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 Clean California Local Grant Program Round 2, and Find that Pursuant to State Guidelines Section 15301 (Existing Facilities), the proposed project is Categorical Exempt.

Reso#2023-3871

Agmt#2023-021

No Conflict of Interest on the consent calendar for any of the Council members.

No public comments.

Council Member Reyna pulled items 9i, 9L, and 9m for further discussion.

Motion was made by Council Member Saldaña, **seconded** by Mayor Martinez, to approve the Consent Calendar with separate consideration on items 9i, 9l, and 9m, by the following roll call vote:

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

- i. Adopt a Resolution Authorizing the City Manager or his Designee to Enter and Execute an Agreement with Well Rehabilitation Services to Perform a Chemical Cleaning and Video Surveyance of Well #12 in an Amount not to Exceed \$115,000.00 and Allowing the City Manager to Execute Contract Change Orders in an Amount not to Exceed \$10,000.00 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#2023-3866

Agmt#2023-019

- l. Adopt a Resolution Authorizing the City Manager or his designee to execute an emergency purchase order with Bakersfield Well and Pump to perform a Video Surveyance and Repairs of Well #14 in an amount not to exceed \$60,000.00 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#2023-3868

Council Member Reyna requested clarification regarding operating with four wells due to Well 12 and Well 14 being shutdown; and how many wells are operating for regular demand; Is there a timeline for when the wells will be online, are there any guarantees on the work that was done, and what steps to be taken if the wells were not to come online in time. He also asked if there would be a resolution regarding the report stating a serious concern for surface infiltration or influence, which raises questions about the well structure.

Public Works Director Villa responded to Council Member Reyna's questions:

- There are three wells in operation and Well 14 will be back online within a couple of days.
- A message will be sent out to conserve water, a letter can be sent, and a call to the state to allow to run a different well that is currently offline. Well 12 is currently being flushed; with another negative test, it can be back online quickly.
- There is a potential for an issue of serious concern if that were the case, and when the work is done it would work. If the test comes back negative, the work will be pushed back to the winter.

- m. Adopt a Resolution Authorizing the Execution of the FY 2022/2023 Certifications and Assurances and Authorized Agent Forms for the Low Carbon Transit Operations Program (LCTOP) for the Following Project: Bus Shelter(s) Project, \$66,123.00; and Find that Pursuant to State CEQA Guidelines Section 15301 (Existing Facilities), the proposed project is Categorically Exempt.

Reso#2023-3869

Council Reyna requested more information regarding how the decision was made to place two bus shelters a block from each other on 7th Street and stops on Beckes Street and Highway 46, and Beckes Street and 5th Street. City Clerk Martinez responded the designated stops were chosen because they are utilized frequently by the ADA and senior passengers. At the stop on Beckes and Highway 46, the city wants to provide a shelter for passengers, and the location of 5th Street and Beckes is not a designated Dial A Ride bus stop.

Motion was made by Council Member Reyna, **seconded** by Mayor Martinez, to approve the Consent Calendar with separate consideration on items 9i, 9l, and 9m, by the following roll call vote:

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

10) PUBLIC HEARINGS:

- a. Introduce and Waive the First Reading by title only of an Ordinance of the City Council of the City of Wasco rezoning 19.4 acres (APN 490-020-21, 22, and 23) from R-1-6 (single family residential 6,000 square foot minimum lot size) to P-F (Public Facilities), Amending Zoning Code Sections 17.22.050 Table 2-1, 17.22.055, Table 2-2, 17.40.140(B) and 17.30.030(A) and Find that this project is compliant with the California Environmental Quality Act of 1970 pursuant to the Mitigated Negative

Declaration (SCH#2023010548) for the Water System Improvement and Treatment Project adopted by the Wasco City Council on March 21, 2023.

Ord#2023-723

Oral presentation by Assistant City Manager Lara.

Mayor Martinez opened the public hearing at 6:23 p.m.

No public comments.

Mayor Martinez closed the public hearing at 6:23 p.m.

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

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

11) DEFERRED BUSINESS:

- a. Approval of Minutes for:
 - 1. December 6, 2022, Regular Meeting.
 - 2. December 20, 2022, Regular Meeting.

Oral presentation by City Clerk Martinez.

No public comments.

Motion was made by Council Member Reyna, **seconded** by Council Member Medina, to approve items 11a.1 and 11.a.2. by the following roll call vote:

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

12) NEW BUSINESS: None

13) REPORTS FROM COMMISSIONS AND COMMITTEES:

- a. Kern Economic Development Corporation (Garcia)
No reports
- b. Kern Council of Government (Reyna)
No reports
- c. Wasco Task Force (Reyna & Medina)
The meeting was held on April 6, 2023, with low attendance. They will try again the following week.

14) REPORTS FROM KC FIRE AND SHERIFF:

- a. Kern County Fire Department (Appleton)
Chief Appleton reported on recent fire incidents.
- b. Kern County Sheriff's Department (Stacy)
PowerPoint presentation by Sergeant Stacy to report on recent crimes.

15) REPORTS FROM THE CITY MANAGER:

City Manager Hurlbert updated the council on the following:

- On May 13, 2023, the Kern Economic Summit will be transmitted on television.
- Saturday, April 22, 2023, Community Clean-Up Event at Barker Park at 9:00 A.M., all volunteers welcomed.
- The Comprehensive Annual Financial Report (CAFR) produced by the Finance Department is now called ACFR and is complete and posted to the city website under the Finance Department tab under reports.
- SNIP event upcoming on April 28, 2023, at the courthouse from 8:00 A.M. to 4:00 P.M.
- Update – 1224 Lily Street property – Congressman Valadao got the attention of the U.S. Department of Housing and Urban Development HUD and dispatched personnel to evaluate the property, get the cleanup started, and board up and ready to put on the market.
- The City Leaders Summit conference was a successful event, and were able to share concerns and highlighted items with Assemblywoman Dr. Baines and Senator Hurtado.

16) REPORTS FROM THE CITY COUNCIL:

Council Member Reyna:

- Met with Candice Webb from the SNIP Bus, and she asked if there could be a small fee charged – more than half of the people who make appointments do not show up, and when they do not show up, they are not meeting their goals. Mr. Reyna asked if this item could be taken back for discussion at a future council meeting.

Mayor Martinez:

- Thanked staff for being organized and prepared to assist the City of McFarland during an emergency flooding and complimented Public Works Director Luis Villa.
- Commended Deputy De La Rosa for being first on the scene of a shooting that took place two weeks ago.

Mayor Martinez read the closed-session titles.
No public comment.

Mayor Martinez adjourned into the closed session at 6:47 p.m.

Mayor Martinez adjourned out of closed session at 6:54 p.m.

17) CLOSED SESSION:

a. Approval of March 21, 2023, closed session minutes.

b. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (3) of subdivision (e) of Section 54956.9: One potential case.

18) CLOSED SESSION ACTION:

City attorney Tom Schroeter reported out.

- a. Approval of March 21, 2023, closed session minutes.

Motion was made by Council Member Reyna, **seconded** by Mayor Martinez, to approve the closed session minutes by the following roll call vote:

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

- b. **CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (3) of subdivision (e) of Section 54956.9: One potential case.

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

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

19) ADJOURNMENT:

Mayor Martinez adjourned the meeting at 6:54 pm.

DocuSigned by:

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Maria O. Martinez, City Clerk

DocuSigned by:

3168138935D1459...

Vincent Martinez, Mayor