

MINUTES
WASCO CITY COUNCIL

and Successor Agency to the
Former Redevelopment Agency

Tuesday, July 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

Mayor Martinez called the meeting to order at 6:02 p.m.

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

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

STAFF PRESENT: City Attorney Schroeter, City Manager Hurlbert, Deputy City Clerk Flores, Deputy City Clerk Tinajero, Administrative Assistant Castro, Assistant City Manager Lara, Public Works Director Villa, Community Development Director Cobb, Finance Director Perz-Hernandez, Police Chief Fivecoat

3) FLAG SALUTE: led by Mayor Martinez

4) INVOCATION: by Michael Navarrete

5) PRESENTATIONS:

a. Proclamation for Juneteenth

Mayor Martinez presented the proclamation to Billy Coleman.

6) PUBLIC COMMENTS: None

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 \$2,403,622.25

b. Adopt a Resolution Authorizing the County of Kern to levy and collect a special tax on properties within City of Wasco Community Facilities District No. 2017-01, 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#2023-3918

- c. Adopt a Resolution Confirming the Assessment for the Levy and Collection of Assessments within Sewer Lift Station District 2008-01 for Fiscal Year 2023/24, 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

- d. Adopt a Resolution Confirming the Assessment for the Levy and Collection of Assessments within Special Tax Area Zone 2006-1, 2006-2, and 2006-3 within the Wasco Special Police Tax Area Subdivision for Fiscal Year 2023/24, 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#2023-3920

Reso#2023-3921

Reso#2023-3922

- e. Adopt a Resolution Confirming the Assessment for the Levy and Collection of Assessments within Special Tax Area Zone 2005-1 within the Wasco Special Police Tax Area Subdivision for Fiscal Year 2023/24, 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#2023-3923

- f. Adopt a Resolution Approving the 2023 City of Wasco Dial A Ride Zero-Emission Bus Rollout Plan, 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#2023-3924

- g. Adopt a Resolution Authorizing the City Manager or Designee to approve a purchase order with Berchtold Equipment in an amount not to exceed \$133,000.00 to purchase a Backhoe, and Find that this Project is classified as categorically exempt pursuant to CEQA Section 15332, no environmental review required.

Reso#2023-3925

- h. Acceptance of Sludge Drying Bed Rehabilitation Project and Authorization for the City Clerk to file the Notice of Completion, 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.

Rec#2023-002

- i. Adopt a Resolution Authorizing the City Manager or Designee to approve a purchase order with Bakersfield Well & Pump Co. in the amount not to exceed

\$45,000.00 to purchase a Well Pump Spare Motor, 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#2023-3926

- j. Adopt a Resolution Authorizing the City Manager to approve a purchase order with Carlson Software in the amount not to exceed \$45,000.00 to purchase surveying equipment and software, approve transfer of remaining CIP # 24006 funds to cover the purchase; 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#2023-3927

- k. Adopt a Resolution Authorizing the City Manager or his designee to endorse and execute a purchase order with Bakersfield Well and Pump for performing emergency repairs at Well 14 in an amount of \$93,721.00; and authorize the appropriation and transfer of required funds from the Water Enterprise Reserve fund; 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

- l. Adopt a Resolution Authorizing The City Manager or designee to finalize and approve a purchase order in the amount not to exceed \$40,000.00 to purchase one truck for the Public Works Water Department, 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#2023-3929

- m. Approval of Travel Expenses Exceeding \$500.00 per trip for three (3) Police Officers to reserve the seating and to attend the Requalification Course from August 14 to September 8, 2023, at Fresno City College in Fresno, CA., 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.

- n. Adopt a Resolution Authorizing the City Manager or Designee to Finalize and Execute an easement agreement between Cole Valley Partners and the City of Wasco; and Find that this Project is classified as categorically exempt pursuant to CEQA Section 15332, no environmental review is required.

Reso#2023-3930

Rec#2023-003

- o. Approval for Travel Expenses Exceeding \$500.00 per trip for City Clerk Maria Martinez and Executive Assistant I/Deputy City Clerk Monica Flores to attend the 2023 CALACT Autumn Conference & Expo on October 30, 2023, through November 3, 2023, in Indian Wells, CA.; 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.

- p. Approval for Travel Expenses Exceeding \$500.00 for Police Chief Fivecoat to attend the 59th FBINNA Federal Bureau of Investigation National Annual Training Conference on July 18, 2023, to August 2, 2023, in Denver, CO., 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.

City Manager Hurlbert mentioned there was a typo in the staff report of item 9h, and it will be corrected following the council's approval.

City Manager Hurlbert requested to pull item 9c for separate consideration.

Council Member Reyna requested to pull item 9k for further discussion.

No public comments.

No conflict of interest on the Consent Calendar for any of the council members.

Motion by Council Member Reyna, **seconded** by Mayor Pro Tem Garcia, to approve the Consent Calendar with the changes as mentioned and with separate considerations on items 9c and 9k for further discussion by the following roll call vote:

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

- c. Adopt Resolution Confirming Assessment for the Levy and Collection of Assessments within Sewer Lift Station District 2008-01 for Fiscal Year 2023 /24, and find this action is not a project as defined under the California Environmental and Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c) (3), no environmental review is required.

Reso#2023-3919

City Manager Hurlbert mentioned the table showing the calculations on the Exhibit to the Resolution was missing; however, the scope and the dollar amounts have not changed.

No public comments.

Motion by Mayor Martinez, **seconded** by Council Member Reyna, to approve item 9c by the following roll call vote:

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

ABSENT: NONE

- k. Adopt a Resolution Authorizing the City Manager or his designee to endorse and execute a purchase order with Bakersfield Well and Pump for performing emergency repairs at Well 14 in an amount of \$93,721.00; and authorize the appropriation and transfer of required funds from the Water Enterprise Reserve fund; 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#2023-3928

Council Member Reyna expressed concern about the failed Well 14 on how the city will find out if the failure was the contractor or the manufacturer, and wanted to make sure the city is doing its due diligence if someone else is at fault, the city does not pay for it. City Manager Hurlbert explained there must be an analysis done on the failed parts to determine if it was a manufacturing defect, whether it was installed improperly, or maintenance failure, to determine who is responsible.

No public comments.

Motion by Council Member Reyna, **seconded** by Mayor Martinez, to approve item 9k by the following roll call vote:

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

10)PUBLIC HEARINGS:

- a. Conduct a Public Hearing and Adopt a Resolution of the City Council of the City of Wasco Confirming the Diagram and Assessment for the Levy and Collection of Assessments within Maintenance District No. 1, Landscape and Lighting Maintenance District No. 01-01, Landscape and Lighting Maintenance District No. 01-02, Landscape and Lighting Maintenance District No. 06-1, and Landscape and Lighting Maintenance District 2017-1 for Fiscal Year 2023-24, and Find that this Project is classified as categorically exempt pursuant to CEQA Section 15332, no environmental review is required.

Reso#2023-3931

Reso#2023-3932

Reso#2023-3933

Reso#2023-3934

Reso#2023-3935

Mayor Martinez opened the public hearing at 6:14 p.m.

No public comments.

Mayor Martinez closed the public hearing at 6:14 p.m.

Motion was made by Mayor Martinez, **seconded** by Council Member Reyna, to adopt the resolution 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. Review and Discuss Art Concepts for Clean California Downtown Project, and Find that this project is exempt from the California Environmental Quality Act of 1970 pursuant to Section 15061(b)(3), no environmental review is required.

Art Sherwyn presented the council with art concept designs for the Downtown Project.

No action was taken, informational item only.

- b. Adopt a Resolution Authorizing the City Manager or Designee to Finalize and Execute a Purchase Agreement with Dooley Enterprises, Inc. for Police Department small arms ammunition, 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#2023-3936

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

- c. Adopt a Resolution Authorizing the City Manager or Designee to finalize and approve a purchase order with Phil Long to purchase five (5) new Ford Utility Interceptor, AWD Police vehicles, and a purchase order with American Emergency Product (AEP) to purchase emergency lighting and other police upfitting equipment not to exceed the amount of \$410,000; 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#2023-3937

Oral presentation by City Manager Hurlbert.

Public comment by Augustin Lule.

Motion was made by Council Member Medina, **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

- d. Adopt a Resolution Authorizing The City Manager or Designee to Finalize and Enter into a Professional Services Agreement with American Business Machines for the City Security System Project in the amount of \$367,385.89 and allowing the City Manager or Designee to Execute Contract Change Orders in an Amount Not to Exceed an Aggregate of \$37,000; 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#2023-3938

Oral presentation by City Manager Hurlbert.

No public comments.

Motion was made by Mayor Martinez, **seconded** by Council Member Reyna, 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 finalize and execute construction agreements with Crosswhite Construction, Inc. as the general contractor and NGA 911 Electrical for the Wasco PD reconfiguration project; procure and install necessary HVAC equipment; and authorization to execute change orders related to this project not to exceed an aggregate amount of \$14,000; 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#2023-3939

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 Authorizing the City Manager or Designee to finalize and approve a purchase order with Total Security Solutions for Wasco Police Department Security Materials in an amount of \$12,233.00; 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#2023-3940

Oral presentation by City Manager Hurlbert.
No public comments.

Motion was made by Council Member Saldaña, **seconded** by Mayor Martinez, 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)
No reports.
- b. Kern Council of Government (Reyna)
No reports.
- c. Wasco Task Force (Reyna & Medina)
No reports.

14) REPORTS FROM KC FIRE AND SHERIFF:

- a. Kern County Fire Department (Appleton)
No reports - Fire Chief Appleton absent.
- b. Kern County Sheriff's Department (Stacy)
No reports - Sergeant Stacy absent.

15) REPORTS FROM THE CITY MANAGER:

City Manager Hurlbert updated the council on the following:

- The Housing Element public review portion has been completed, and will take it back to the council once the state review is completed.

- SNIP event on July 21, 2023, from 8:00 a.m. to 4:00 p.m. at the Old Courthouse. There will be two shorter-duration events scheduled for August that will be announced soon.
- Working on a possible location on Annin Avenue for the recycle bins for those who live outside of the city limits
- A cooling center was opened last Saturday, Sunday, and Monday, and there were a total of six persons who utilized the center.
- Finance Director Perez-Hernandez gave a PowerPoint presentation on a summary of Senate Bill 998.

16) REPORTS FROM THE CITY COUNCIL:

Council Member Reyna:

- Reported that Assemblywoman Jasmeet Baines and Senator Hurtado have secured \$5 million to construct the City of Wasco Police Station, and Assemblywoman Baine's office estimates the city to receive the money in either March or April 2024 due to the extended deadline for the federal and state taxes.
- At the vaccination clinic on June 25, 2023, 60 people were vaccinated, and 26 visa gift cards were given, The next vaccination clinic will be September 10, 2023.
- Congratulated code enforcement staff for a successful Bike Rodeo; 16 bikes were given away.
- Requested staff to look into the US Department of Agriculture for funding to purchase police vehicles.
- He sent a letter of support for the Governor's infrastructure package to Build faster on a Bipartisan vote.

Mayor Martinez read the closed session items.
No public comments.

Mayor Martinez adjourned into closed session at 8:34 p.m.

Mayor Martinez adjourned out of closed session at 9:42 p.m.

17) CLOSED SESSION:

- a. Approval of April 18, 2023, Closed Session Minutes.
- b. **CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**
(Paragraph (1) of Subdivision (d) of Section 54956.9)
Worker's compensation claim of Stanley Madron, Claim No. FR090651
- c. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** – City Manager per Government Code Section 54947

18) CLOSED SESSION ACTION:

City Attorney Tom Schroeter reported out.

- a. Approval of April 18, 2023, Closed Session Minutes.

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

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

b. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

(Paragraph (1) of Subdivision (d) of Section 54956.9)

Worker's compensation claim of Stanley Madron, Claim No. FR090651

No reportable action.

c. PUBLIC EMPLOYEE PERFORMANCE EVALUATION – City Manager per Government

Code Section 54947

No reportable action.

19) ADJOURNMENT:

Mayor Martinez adjourned the meeting at 9:44 p.m.

DocuSigned by:
Monica Flores
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Monica Flores, Deputy City Clerk

DocuSigned by:

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Vincent Martinez, Mayor