



BAKERSFIELD CITY COUNCIL AGENDA MEETING OF SEPTEMBER 9, 2020

Council Chambers, City Hall, 1501 Truxtun Avenue
Regular Meeting 5:15 PM

REGULAR MEETING - 5:15 PM

1. ROLL CALL

SPECIAL NOTICE

Public Participation and Accessibility September 9, 2020 Bakersfield City Council Meetings

On March 18, 2020, Governor Gavin Newsom issued Executive Order N-29-20, which includes a waiver of Brown Act provisions requiring physical presence of the Council or the public in light of the COVID-19 pandemic.

Based on guidance from the California Governor's Office and Department of Public Health, as well as the County Health Officer, in order to minimize the potential spread of the COVID-19 virus, the City of Bakersfield hereby provides notice that as a result of the declared federal, state, and local health emergencies, and in light of the Governor's order, the following adjustments have been made:

1. The meeting scheduled for **September 9, 2020, at 5:15 p.m.** will have limited public access.
2. Consistent with the Executive Order, Councilmembers may elect to attend the meeting telephonically and to participate in the meeting to the same extent as if they were physically present.
3. The public may participate in each meeting and address the City Council as follows:
 - View a live video stream of the meeting at <https://bakersfield.novusagenda.com/AgendaPublic/> or, on your local government channel (KGOV).
 - If you wish to comment on a specific agenda item, submit your comment via email to the City Clerk at City_Clerk@bakersfieldcity.us **no later than 1:00 p.m. prior to the Council meeting**. Please clearly indicate which agenda item number your comment pertains to.
 - If you wish to make a general public comment not related to a specific agenda item, submit your comment via email to the City Clerk at City_Clerk@bakersfieldcity.us **no later than 1:00 p.m. prior to the Council meeting**.
 - Alternatively, you may comment by calling **(661) 326-3100** and

leaving a voicemail of no more than 3 minutes no later than **4:00 p.m. the Tuesday prior** to the Council meeting. Your message must clearly indicate whether your comment relates to a particular agenda item, or is a general public comment. If your comment meets the foregoing criteria, it will be transcribed as accurately as possible.

- If you are watching the live stream of the meeting and wish to make a comment on a specific agenda item as it is being heard, please email your written comment to the City Clerk at City_Clerk@bakersfieldcity.us. All comments received during the meeting **may not be read, but will be included** as part of the permanent public record of the meeting.

2. INVOCATION

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS

5. PUBLIC STATEMENTS

- a. Public statements received.

6. WORKSHOPS

Public comments will be received after Staff presentation.

- a. League of California Cities Annual Conference appointment of voting delegate(s) and City position on conference resolutions; and Staff referral for "City Legislative Platform."

City staff recommends the City Council appoint a voting delegate and alternate delegate(s), adopt City staff's recommended position on the League proposed resolution, and refer the topic of developing the 'City Legislative Platform' to the Legislative and Litigation Committee for discussion this fall.

- b. Quarterly update from the Bakersfield-Kern Regional Homeless Collaborative (BKRHC) on Homeless System Performance Metrics.

Staff recommends to receive and file.

7. APPOINTMENTS

8. CONSENT CALENDAR

Staff recommends adoption of Consent Calendar items.

Minutes:

- a. Approval of minutes of the August 12, 2020, Regular City Council Meetings.

Payments:

- b. Receive and file department payments from July 31, 2020, to August 27, 2020, in the amount of \$34,466,603.57; Self

Insurance payments from July 31, 2020, to August 27, 2020, in the amount of \$792,904.66; totaling \$35,259,508.23.

Ordinances:

- c. Adoption of ordinance amending Sections 10.64.020 and 10.64.040 of the Bakersfield Municipal Code relating to abandoned or junk vehicles. **(FR 8/12/2020)**
- Ward 7 d. Adoption of ordinance amending Bakersfield Municipal Code Section 1.12.070 by adding the legal description of Annexation No. 654 consisting of 7.44 acres located generally north side of Taft Highway along the east and west sides of Michelle Street. **(FR 8/12/2020)**
- Ward 4 e. Adoption of ordinance amending Bakersfield Municipal Code Section 1.12.040 by adding the legal description of Annexation No. 673 consisting of 0.88 acres located generally along the west side of Calloway Drive, approximately 530 feet north of Brimhall Road. **(FR 8/12/2020)**
- Ward 6 f. Adoption of an ordinance amending the Official Zoning Map in Title 17 of the Bakersfield Municipal Code by changing the zone district from C-1 (Neighborhood Commercial) to C-2 (Regional Commercial) on approximately 0.45 acres located at 4040 Ming Avenue (GPA/ZC No. 20-0062). **(FR 8/12/2020)**
- Ward 5 g. Adoption of ordinance amending the Official Zoning Map in Title 17 of the Bakersfield Municipal Code by changing the zone district from R-1 (One Family Dwelling) to R-2 (Limited Multiple Family Dwelling) on 16.89 acres located east of Old River Road between Panama Lane and Empire State Drive (GPA/ZC No. 19-0184). **(FR 8/12/2020)**

Resolutions:

- h. Resolution confirming approval by the City Manager designee of the Chief Code Enforcement Officer's report regarding assessments of certain properties in the City for which structures have been secured against entry or for the abatement of certain weeds, debris and waste matter and the demolition of dangerous buildings and authorizing collection of the assessments by the Kern County Tax Collector.
- i. Resolution approving participation in the Institute for Local Government's Beacon Program.
- j. Resolution determining that a wheel loader can most efficiently be obtained through cooperative procurement bidding procedures from Quinn Cat and authorizing the

Finance Director to dispense with bidding thereof, not to exceed \$154,000.

k. Resolution determining that an excavator can most efficiently be obtained through cooperative procurement bidding procedures from Quinn Cat and authorizing the Finance Director to dispense with bidding thereof, not to exceed \$103,000.

l. Purchase of camera truck:

1. Resolution determining that a camera truck can most efficiently be obtained through cooperative procurement bidding procedures from National Auto Fleet Group and authorizing the Finance Director to dispense with bidding thereof, not to exceed \$303,000.
2. Transfer and appropriate \$133,000 Sewer Fund balance to the Public Works Department's Operating Budget to fund the purchase of a camera truck for the Streets Division.

Ward 2

m. Resolution declaring the real property located at the north east corner of California Avenue and P Street "exempt surplus land" as per Government Code Section 54221(f)(1) (G).

Ward 7

n. Sewer connection fee assessment for 1800 Faxon Avenue:

1. Resolution confirming assessments for sewer connection fee and authorizing the collection of assessment by the Kern County Tax Collector.
2. Agreement with Ruben Montoya and Eiman Montoya, 1800 Faxon Avenue, to pay the sewer connection fee through the Kern County Tax Collector.

o. Amend Resolutions No. 048-16, 049-16, 050-16, 076-16, 077-16, 078-16, 109-16 to incorporate the updated Economic Opportunity Area (EOA) Plan.

p. Amendment No. 26 to Resolution No. 44-93 setting salaries and related benefits for the Temporary Unit.

Ward(s) 2, 3

q. Resolutions to add the following territories to the Consolidated Maintenance District and approving, confirming, and adopting the Public Works Director's Report for each:

1. Area 4-215 (2251 Mt. Vernon Avenue) – Ward 3
2. Area 4-219 (1919 Truxtun Avenue) – Ward 2

Ward(s) 1, 2

r. Resolutions of Intention (ROI) to add the following areas to the Consolidated Maintenance District and preliminarily approving, confirming, and adopting the Public Works Director's Report for each:

1. ROI No. 2058 adding Area 4-222 (1316 Niles Street) – Ward 2
2. ROI No. 2059 adding Area 5-99 (2122 S. Union Avenue) – Ward 1

Agreements:

- s. Contribution Agreement with the Greater Bakersfield Chamber of Commerce for the Better Bakersfield and Boundless Kern Initiative (B3K).
- t. Agreement with Housing Authority of the County of Kern (HACK) for rental and mortgage assistance program for those negatively affected by the COVID-19 Pandemic.
- Ward 1 u. Assignment of Bakersfield Municipal Airport Long-Term Ground Lease Agreement No. 07-034 as amended by Agreement No. 07-034 (1), assigning Hangar Space D1 to Mark C. Manda and Mary Ann Sawyer, Husband and Wife, as community property.
- Ward 1 v. Agreement with Ruetters & Schuler, Civil Engineers (not to exceed \$83,900) for the design and engineering of Prop 68 Grant funded Linnell-Brahma Park.
- w. Agreement with Centrisys Corporation (not to exceed \$100,000 for a one year term) for sludge dewatering centrifuge repair and maintenance services for the Wastewater Division.
- x. Agreement with DXP Enterprises, Inc. (not to exceed \$100,000 for a one-year term) for transfer pump maintenance and repair services for Wastewater Treatment Plant No. 2.
- Ward 5 y. Final Map and Improvement Agreement and Landscape Agreement with Black Ops Real Estate IX LLC., a California limited liability company (Developer) for Tract Map 6824, Unit 1 located South of Panama Lane and East of Mountain Vista Drive.
- z. Amendments to City Physician Services Agreements:
 1. Amendment No. 1 to Agreement No. 17-144 with Central Valley Occupational Group, Inc. (not to exceed \$100,000 and extend term one year)
 2. Amendment No. 1 to Agreement No. 17-145 with Vernon C. Sorenson M.D., DBA Memorial Occupational Medicine (not to exceed \$100,000 and extend term one year)
- aa. Amendment No. 2 to Agreement No. 16-255 with Stantec Consulting Services, Inc. (extending term for four years), to continue to process U.S. Environmental Protection Agency

(EPA) Brownfields Program, grant applications and continue to provide implementation assistance for grant components including all deliverables for the U.S. Environmental Protection Agency's Brownfield Assessment Grant.

Ward 1, 2

- ab. Amendment No. 2 to Agreement No. 19-210 with Dudek (\$11,500; revised not to exceed \$181,270) for Transformative Climate Communities (TCC) Planning Grant, amending the Scope of Work to cover Website Development. The source of the funds is from the TCC planning grant.
- ac. Amendment No. 2 to Agreement No. 19-053 with AECOM Technical Services, Inc. (\$9,945; revised not to exceed \$65,845 and extend term to June 30, 2021), to provide design and engineering services for Wastewater Treatment Plant No. 3 Polymer Feed Pumps Replacement project.

Ward(s) 1, 2

- ad. Amendment No. 1 to Agreement No. 19-107 (\$168,849; revised not to exceed \$318,349 and extend term to December 31, 2021) with AECOM for the Downtown Master Storm Drain Study Phase II.
- ae. Amendment No. 1 to Agreement No. 18-147 with BC Laboratories (\$40,000; revised not to exceed \$168,812 and extend term one year) to provide laboratory service for the Wastewater Division.
- af. Amendment No. 4 to Agreement No. 17-007 with Target Specialty Products (\$40,000, revised not to exceed \$590,000) to continue the supply of chemical, insecticides, and herbicides.
- ag. Consultant amendment to the agreements to provide TCP analytical services for the Water Resources Department:
 - 1. Amendment No. 1 to Agreement No. 19-170 with Fruit Growers Laboratory, Inc. (not to exceed \$350,000).
 - 2. Amendment No. 1 to Agreement No. 19-171 with BSK Associates, Inc. (not to exceed \$150,000).

Ward(s) 1, 2, 3

- ah. Contract Change Orders No. 7, 8, 9, 13, 16, and 18 to Agreement No. 19-069 with Security Paving Company (\$406,548.50; revised not to exceed \$147,728,784.75) for the Centennial Corridor Mainline Project.

Ward(s) 2, 6

- ai. Contract Change Orders No. 3, 24, and 28 to Agreement No. 18-176 with Security Paving Company (\$78,541.80; revised not to exceed \$49,612,363.67) for the Bakersfield Freeway Connector Project.

Bids:

Ward 1, 6

- aj. Accept bid and approve contract to Precision Fertilizer Spreading (\$103,000) for the annual provision – Hauling and

Spreading Biosolids.

- ak. Accept bid and approve contract to Kern Sprinkler Landscaping, Inc. (\$1,000,000), for on-call irrigation and landscape service.
- Ward(s) 1, 2, 7 al. Accept bid and approve contract to Bowman Asphalt, Inc. (\$858,672), for the supply of HUD funded street materials.
- Ward 5 am. Accept bid from DL Brown Construction, (\$342,961) for Tevis Park Playground Rehabilitation Project.
- Ward 2 an. Accept bid and approve contract with Bowman Asphalt, Inc. (\$3,116,228), for Pavement Rehabilitation Project: Truxtun Avenue from Elm Street to Chester Avenue.
- ao. Extend Bid from Golden State Peterbilt (\$498,018.94) for a vacuum combination truck for the Public Works Department, Streets Division.
- ap. Extend Bid from Golden State Peterbilt, Bakersfield (\$1,425,234.29) for 4 four-axle front-loading refuse trucks for the Public Works Department, Solid Waste Division.
- aq. Extend Bid from Golden State Peterbilt, Bakersfield (\$1,524,061.28) for 4 four-axle side-loading refuse trucks for the Public Works Department, Solid Waste Division.

Miscellaneous:

- Ward 2 ar. Appropriate \$100,000 in Utility Surcharge Fund balance to the Public Works Department's Capital Improvement Fund budget in the Road Utility Surcharge Fund for the 34th Street Rule 20-A utility undergrounding project.
- as. Appropriate \$10,000 Fire Trust - Hazmat Penalty Funds to the Certified Unified Program Agency (CUPA) Fund Operating Budget for a Temporary Clerk Typist.
- Ward 6 at. Appropriate \$40,000 Park Improvement Fund balance from Southwest Developer Reimbursement - Zone 1 to Recreation and Parks Department Capital Improvement Budget within the Capital Outlay Fund for the Silver Creek Park Pool Boiler Replacement Project.
- au. Appropriate \$150,000 inspection fee revenue to the Public Works Department operating budget within the Development Services Fund.
- av. Appropriate \$12,214 of interest within the PTMISEA Fund to the Public Works Department's Capital Improvement Budget for Golden Empire Transit (GET) Bus Stop ADA Improvements.
- aw. Revised Job Specifications:

1. Job Specification Revision: Fire Battalion Chief #68130
2. Job Specification Revision: Legal Secretary #26310

Successor Agency Business:

- ax. Receive and file Successor Agency payments from July 31, 2020, to August 27, 2020, in the amount of \$438,023.35.

Public Safety/Vital Services Measure:

- ay. Amendment No. 1 to Agreement No. 2020-133 with JAB Communications Inc. (not to exceed \$135,000), for installation of data network cabling at 1900 E. Brundage Lane.
- Ward 1 az. Contract Change Order No. 1 to Agreement No. 2020-149 with Contra Costa Electric (\$14,127; revised not to exceed \$149,047) for the installation of a new electrical system for the Brundage Lane Navigation Center.
- ba. Purchase of full size half ton pickups
1. Accept bid from Richland Chevrolet Co. (\$171,863.74) for seven full size half-ton pickups.
 2. Appropriate \$24,600 Equipment Management Fund balance to the Public Works Department's Operating Budget to fund the purchase cost of one pickup.

9. CONSENT CALENDAR PUBLIC HEARINGS

Staff recommends conducting Consent Calendar Public Hearing and approving staff recommendations.

10. HEARINGS

- Ward 2 a. Public Hearing to consider a resolution ordering the vacation of a portion of the "T" alley between H Street and Eye Street, behind 1629 California Avenue.

Staff recommends adopting the resolution.

- b. Public Hearing to consider resolution setting Domestic Water Availability Fee for service areas of the City of Bakersfield Domestic Water system.

Staff recommends adoption of the resolution.

- Ward 3 c. Public Hearing to consider Conditional Use Permit No. 20-0170 (Appeal). The Bakersfield-Kern Regional Homeless Collaborative is proposing a temporary conditional use permit for "Project Roomkey". The project provides temporary housing of persons experiencing homelessness who are deemed high-risk of contracting COVID-19 to shelter-in-place at an existing motel (Rosedale Inn) in the C-2 (Regional Commercial Zone) district, located at 2604 Buck Owens Blvd. Sparks Law First representing Heart Hospital of BK, LLC submitted an appeal of the Board of Zoning Adjustment's

decision to approve the proposal. Notice of exemption on file
(CUP No. 20-0170).

City Council determination.

11. REPORTS

12. DEFERRED BUSINESS

13. NEW BUSINESS

14. COUNCIL AND MAYOR STATEMENTS

15. ADJOURNMENT