TAFT CITY COUNCIL/SUCCESSOR AGENCY
JOINT REGULAR MEETING MINUTES
JUNE 16, 2015

REGULAR MEETING **6:00 P.M.**

The June 16, 2015, regular joint meeting of the Taft City Council/Taft Successor Agency, held in the Council Chamber at Taft City Hall, 209 East Kern Street, Taft, CA 93268, was opened by Mayor Randy Miller at 6:03:23 PM. The Pledge of Allegiance was led by Council Member Noerr, followed by an invocation given by Bob Jordan of the Lighthouse Foursquare Church.

PRESENT: Mayor Randy Miller and Mayor Pro Tem Dave Noerr
Council Members Orchel Krier, Josh Bryant and Renee Hill
City Manager Craig Jones and City Attorney Jason Epperson
City Clerk Yvette Mayfield

1. PUBLIC HEARING –ZONING ORDINANCE AMENDMENT 2015-06: PROHIBITING HOOKAH LOUNGES

The Public Hearing was opened at 6:12:54 PM to receive testimony from proponents and opponents. Being none, the Public Hearing was closed.

Council Member Noerr stated he doesn't see a benefit to the community in hookah lounges and believes this ordinance helps promote a healthier community.

Mayor Miller shared that this ordinance goes along with the ordinance banning baths salts and is part of promoting a healthy community.

Motion: Moved by Krier, seconded by Hill to approve and amend the City of Taft **CHAPTERS 1, 5, AND 6 OF THE CITY OF TAFT ZONING ORDINANCE RELATING TO HOOKAH LOUNGES** for first reading by title only and reading of such be waived.

AYES: Noerr, Krier, Bryant, Hill, Miller
PASSED: 5-0

2. PUBLIC HEARING – ZONING ORDINANCE AMENDMENT 2015-07: PRIVATE SMOKING LOUNGES AND SALES OF TOBACCO PRODUCTS

The Public Hearing was opened at 6:17:13 PM to receive testimony from proponents and opponents. Being none, the Public Hearing was closed.

Council Member Bryant shared he believes it is in the city's best interest to be strategic on this issue and passing this ordinance will make it clear when and where these things are allowed.

Council Member Noerr stated that there will still be a process available someone could go through if they wanted to open one of these businesses but this ordinance supports healthy living and a healthy community for the citizens.

Council Member Krier asked if a business wanted to have a private smoking lounge approved if this would be possible with this ordinance and City Manager Jones answered that it would be against state law.

Mayor Miller specified that this ordinance does not totally prohibit the things outlined in the ordinance however it is allowing the City to get ahead of the game and provide a healthier living environment.

Motion: Moved by Bryant, seconded by Hill to approve and amend the City of Taft Municipal Code entitled **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TAFT AMENDING CHAPTERS 1, 5, 6, AND 12 OF THE CITY OF TAFT ZONING ORDINANCE RELATING TO PRIVATE SMOKING LOUNGES AND THE SALES OF TOBACCO PRODUCTS** for first reading by title only and reading of such be waived.

AYES: Noerr, Krier, Bryant, Hill, Miller
PASSED: 5-0

3. PUBLIC HEARING – ZONING ORDINANCE AMENDMENT 2014-13: EMERGENCY SHELTERS, TRANSITIONAL AND SUPPORTIVE HOUSING

The Public Hearing was opened at 6:22:31 PM to receive testimony from proponents and opponents.

Shari Rightmer of 610 Kern Street spoke about a program that she is interested in organizing through her non-profit that would offer the homeless in Taft opportunities and tools to get off the system.

The Public Hearing was closed at 6:25:54 PM.

Motion: Moved by Noerr, seconded by Krier to approve and amend the City of Taft Municipal Code entitled **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TAFT AMENDING CHAPTERS 1, 4, 5, 7, 8, AND 12 OF THE CITY OF TAFT ZONING ORDINANCE RELATING TO EMERGENCY SHELTERS, TRANSITIONAL AND SUPPORTIVE HOUSING** for first reading by title only and reading of such be waived.

AYES: Noerr, Krier, Bryant, Hill, Miller
PASSED: 5-0

4. CERTIFICATE OF RECOGNITION – TAFT UNION HIGH SCHOOL GIRLS SOFTBALL TEAM

Certificate of Recognition was presented to Coach Russell Emberson.

5. CITIZEN REQUESTS/PUBLIC COMMENTS

There were none.

6. COUNCIL STATEMENTS (NON ACTION)

Council Member Krier stated that he hoped everyone survived the great storm last week and mentioned that he had the opportunity to attend a meeting in Bakersfield the prior day regarding water issues also stating he supports Supervisor Couch and the need to retain local control over water instead of giving that control over to the state.

Council Member Bryant shared a picture of him being doused with ice water at a West Side Little League event and thanked the community and West Side Park and Recreation District for their support of the Little League and the event. Also as a point of pride he congratulated both Taft teams playing in the championship games on their wins.

Mayor Miller mentioned that state legislators want to take regional control of our local districts away from the local control of cities and the League of California Cities and Counties work consistently to help the locals so that that doesn't happen. He also stated that he missed the storm as he was out of town on vacation but that at least Sandy Creek finally had water flowing.

Council Member Noerr discussed the great Taft Flood and shared that the storm reminded him of all the work done to clean Sandy Creek allowing it to work as intended as a flood control ditch and thanked everyone who worked on the storm cleanup.

7. CITY MANAGER STATEMENTS

There were none.

8. DEPARTMENT REPORTS

There were none.

9. CITY ATTORNEY STATEMENTS

There were none.

10. FUTURE AGENDA REQUESTS

Mayor Miller requested that the City look in to hosting a Mayors luncheon during Oildorado. Council Member Krier concurred.

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CONSENT CALENDAR ITEMS 11- 22

- Item 13 was removed by Bryant

Motion: Moved by Noerr, seconded by Bryant to approve consent calendar Items 11, 12 and 14 through 22.

AYES: Krier, Bryant, Hill, Noerr, Miller
PASSED: 5-0

11. MINUTES
June 2, 2015 Regular

Recommendation – Approve as submitted.

12. PAYMENT OF BILLS

Warrant# 060515	Check No. 80012-80092	$ 348,437.08
Warrant# 051415	Check No. 80011	$ 33.02

Recommendation – Approve payment of the bills.

14. REAPPOINT MEMBERS TO THE CITY OF TAFT PLANNING COMMISSION

Recommendation – Motion to reappoint Ron Orrin and Bob Leikam to the City of Taft Planning Commission for a term ending June 30, 2019.

15. APPROVAL OF REVISED SICK LEAVE POLICY

Recommendation – Motion to Approve **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TAFT AMENDING THE CITY OF TAFT SICK LEAVE POLICY IN ACCORDANCE WITH THE REQUIREMENTS OF AB 1522.** *(Resolution No. 3686-15)*

16. RATIFICATION OF ELECTION AND RECOGNITION OF EMPLOYEE ORGANIZATIONS

Recommendation – Motion to approve recognition of the Taft Correctional Officers Association (TCOA) and the Taft Correctional Peace Officers Association (TCPOA) as employee organizations.

17. LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 1

Recommendation –
1) Motion to Receive 2015-2016 Engineer's Report for Landscape Maintenance District No. 1; and
2) Motion to adopt a resolution titled **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TAFT DECLARING ITS INTENTION TO REVIEW THE IMPROVEMENTS AND FEES FOR LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 1 AND SET THE PUBLIC HEARING FOR JULY 7, 2015.** *(Resolution No. 3687-15)*

18. TASK ORDER FOR W.M. LYLES CO. TO LEVEL WEIRS IN CLARIFIER AT FEDERAL WASTEWATER TREATMENT PLANT

Recommendation – Motion to authorize a Task Order with W.M. Lyles Co. in amount of $11,862 to level clarifier weirs at the Fed-WWTP.

19. INDEPENDENCE DAY CELEBRATION ON RAILS TO TRAILS SPONSORED BY TAFT CHAMBER

Recommendation – Motion to approve a resolution entitled **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TAFT AUTHORIZING STREET CLOSURES AND USE OF RAILS TO TRAILS FOR THE 2015 INDEPENDENCE DAY CELEBRATION.** *(Resolution No. 3688-15)*

20. 2015 ADA PARATRANSIT PLAN

Recommendation – Adopt the attached revised ADA Paratransit Plan and continue operation of an eligibility-based demand-response and limited-stop fixed-route transit service.

21. SCHEDULING OF THE TAFT ECONOMIC OPPORTUNITY WORKSHOP

Recommendation – Motion to approve the Taft Economic Opportunity Workshop.

22. RESOLUTION ADOPTING A PRELIMINARY BUDGET BASED ON THE 2014-2015 LEVEL OF APPROPRIATIONS

Recommendation – Motion to adopt resolution entitled **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TAFT ADOPTING A PRELIMINARY BUDGET BASED ON THE 2014-2015 LEVEL OF APPROPRIATIONS.** *(Resolution No. 3689.15)*

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13. MEMORANDUM OF UNDERSTANDING FOR WATER REUSE STUDY BETWEEN THE CITY OF TAFT, WEST KERN WATER DISTRICT, WEST SIDE RECREATION & PARK DISTRICT, AND WEST SIDE CEMETERY DISTRICT

Motion: Moved by Bryant, seconded by Noerr to approve a Memorandum of Understanding with West Kern Water District, West Side Recreation & Park District, and West Side Cemetery District and to allocate $2,000 from capital reserves for a waste water reuse study.

AYES: Noerr, Krier, Bryant, Hill, Miller
PASSED: 5-0

Council Member Bryant stated he pulled this item to suggest the agencies speak with the Federal Prison regarding participating in this study and City Manager Jones replied that they actually are already speaking with them on this.

23. APPROVE TRAVEL EXPENSE FOR COUNCIL MEMBERS TO ATTEND THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE

Motion: Moved by Noerr seconded by Bryant to (1) approve and appropriate funds from General Fund for registration, meals, transportation, and other incidental expenses for up to four Council Members to attend the 2015 League of California Cities Annual Conference and the League of California Cities Annual Business Meeting in San Jose. (2) to appoint Mayor Miller as the Voting Delegate and Council Member Bryant as the Alternate Voting Delegate for the League of California Cities Annual Business Meeting.

AYES: Krier, Bryant, Hill, Noerr, Miller
PASSED: 5-0

At 7:02:57 PM with all Council Members present the meeting was recessed to Closed Session.

CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Government Code Section 54956.9(b) – two (2) undisclosed cases.

B. CONFERENCE WITH PROPERTY NEGOTIATOR, CITY MANAGER,
Government Code 54956.8 – 400 Hillard Street, Taft, CA

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Government Code Section 54956.9 (a) – City of Taft vs. CDCR.

- The Council discussed in closed session the items agendized for closed session discussion and direction was given to Staff and Attorney. The Council authorized the City Manager to negotiate and execute a settlement with Southwest Waste Water regarding a prior sewage spill, by a 5-0 vote. Also by a 5-0 vote, the Council authorized the City Manager to seek special legal counsel for anticipated litigation.

ADJOURNMENT- With no further business to conduct the meeting was adjourned at 7:55 pm.

Yvette Mayfield
City Clerk

Randy Miller
Mayor