

AGENDA

**TEHACHAPI CITY COUNCIL REGULAR MEETING,
TEHACHAPI REDEVELOPMENT SUCCESSOR AGENCY REGULAR MEETING,
TEHACHAPI PUBLIC FINANCING AUTHORITY REGULAR MEETING, AND
TEHACHAPI CITY FINANCING CORPORATION REGULAR MEETING
Monday, June 16, 2014 - 6:00 P.M.**

Persons desiring disability-related accommodations should contact the City Clerk no later than ten days prior to the need for the accommodation. A copy of any writing that is a public record relating to an open session item of this meeting is available at City Hall, 115 South Robinson Street, Tehachapi, California, 93561.

CALL TO ORDER

ROLL CALL

INVOCATION

Participation in the invocation is strictly voluntary. Each City Councilmember, city employee, and each person in attendance may participate or not participate as he or she chooses.

PLEDGE TO FLAG

CLOSED SESSION

1. Approval of closed session minutes of June 2, 2014
2. Public Employment--Police Chief, per Government Code Section 54957

ADJOURN TO OPEN SESSION

1. Report to audience on closed session items

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT

All items listed with an asterisk (*) are considered to be routine and non-controversial by city staff. Consent items will be considered first and may be approved by one motion if no member of the council or audience wishes to comment or ask questions. If comment or discussion is desired by anyone, the item will be removed from the consent agenda and will be considered in listed sequence with an opportunity for any member of the public to address the city council concerning the item before action is taken. Staff recommendations are shown in caps. Please turn all cellular phones off during the meeting.

**TEHACHAPI CITY COUNCIL REGULAR MEETING,
TEHACHAPI REDEVELOPMENT SUCCESSOR AGENCY REGULAR MEETING,
TEHACHAPI PUBLIC FINANCING AUTHORITY REGULAR MEETING, AND
TEHACHAPI CITY FINANCING CORPORATION REGULAR MEETING
MONDAY, JUNE 16, 2014 - 6:00 P.M. - PG. 2**

AUDIENCE ORAL AND WRITTEN COMMUNICATIONS

The City Council welcomes public comments on any items within the subject matter jurisdiction of the Council. We respectfully request that this public forum be utilized in a positive and constructive manner. Persons addressing the Council should first state their name and area of residence, the matter of City business to be discussed, and the organization or persons represented, if any. To ensure accuracy in the minutes, please fill out a speaker's card at the podium. Comments directed to an item on the agenda should be made at the time the item is called for discussion by the Mayor. Questions on non-agenda items directed to the Council or staff should be first submitted to the City Clerk in written form no later than 12:00 p.m. on the Wednesday preceding the Council meeting; otherwise response to the question may be carried over to the next City Council meeting. No action can be taken by the Council on matters not listed on the agenda except in certain specified circumstances. The Council reserves the right to limit the speaking time of individual speakers and the time allotted for public presentations.

2. General public comments regarding matters not listed as an agenda item.

CITY CLERK REPORTS

Tehachapi City Council Unassigned Res. No. 40-14
Tehachapi City Council Unassigned Ord. No. 14-02-716
Tehachapi Redevelopment Successor Agency Unassigned Res. No. 01-14
Tehachapi Public Financing Authority Unassigned Res. No. 01-14

- *3. **ALL ORDINANCES SCHEDULED FOR INTRODUCTION OR ADOPTION AT THIS MEETING SHALL BE READ BY TITLE ONLY**
- *4. Minutes for the Tehachapi City Council, Tehachapi Redevelopment Successor Agency, Tehachapi Public Financing Authority, and the Tehachapi City Financing Corporation regular meeting on June 2, 2014 – **APPROVE AND FILE**
- *5. Special Event Application for Tehachapi Valley Recreation & Parks Districts 4th of July Kids Parade 2014 on July 4, 2014 – **APPROVE THE 4th OF JULY KIDS PARADE SPECIAL EVENT APPLICATION AND ASSOCIATED STREET CLOSURES**
6. The Tehachapi City Council will appoint two members to the City of Tehachapi Planning Commission to fill the vacancies created by Commissioner Marisa Folse and Mariana Teel's expiration of terms on June 30, 2014. The terms will expire on June 30, 2018. The City Clerk's office received applications from three qualified applicants, Marisa Folse, Mariana Teel and J. David Butler – **APPOINT TWO MEMBERS TO THE CITY OF TEHACHAPI PLANNING COMMISSION TO COMPLETE A TERM TO EXPIRE ON JUNE 30, 2018**
- *7. A General Municipal Election, consolidated with the Statewide General Election, will be held in the City of Tehachapi on Tuesday, November 4, 2014, for the following Officers: Three (3) members of the City Council, all with full four (4) year terms – **ADOPT A RESOLUTION CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES; ADOPT A RESOLUTION REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF KERN TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 4, 2014, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO §10403 OF THE ELECTIONS CODE**

TEHACHAPI CITY COUNCIL REGULAR MEETING,
TEHACHAPI REDEVELOPMENT SUCCESSOR AGENCY REGULAR MEETING,
TEHACHAPI PUBLIC FINANCING AUTHORITY REGULAR MEETING, AND
TEHACHAPI CITY FINANCING CORPORATION REGULAR MEETING
MONDAY, JUNE 16, 2014 - 6:00 P.M. - PG. 3

FINANCE DIRECTOR REPORTS

- *8. Disbursements, bills, and claims for May 29, 2014 through June 11, 2014 – **AUTHORIZE PAYMENTS**
- *9. City of Tehachapi Treasurer’s Report through May, 2014 – **RECEIVE REPORT**

COMMUNITY DEVELOPMENT DIRECTOR REPORTS

- *10. Agreement with Lisa Wise Consulting, Inc for services on an as needed basis for General Plan related purposes – **APPROVE THE CONSULTANT AGREEMENT BETWEEN THE CITY OF TEHACHAPI AND LISA WISE CONSULTING, INC TO PROVIDE ON CALL SERVICES FOR TASKS CONSISTENT WITH EXHIBIT A OF THE AGREEMENT**

CITY ENGINEER REPORTS

- *11. Curry & “C” Street Striping Project bid award – **AWARD THE CURRY & “C” STREET STRIPING PROJECT TO STERND AHL ENTERPRISES IN THE AMOUNT OF \$5,000.00 AND AUTHORIZE THE CITY MANAGER TO APPROVE ANY NECESSARY CHANGE ORDERS UP TO A MAXIMUM OF 10% OF THE ORIGINAL CONTRACT (OR \$500)**

CITY ATTORNEY REPORTS

- *12. The City Attorney requests approval to attend the City Attorneys' portion of the annual League of California Cities meeting to be held on September 4-5, 2014. The City Attorney allocates costs among his three (3) cities so the City's share would be \$233.00 – **AUTHORIZE THE CITY ATTORNEY TO ATTEND ANNUAL MEETING OF THE LEAGUE OF CALIFORNIA CITIES FOR A TOTAL COST OF \$233.00**
- 13. A recent appellate court case struck down ordinances in Orange County and Irvine restricting activities of sex offenders. The City has been threatened with a lawsuit if it does not repeal Chapter 9.20 of its Municipal Code. The restrictions in Chapter 9.20 are similarly contained in state law and the City's ordinance is unnecessary and can be repealed. Otherwise, additional costs will be incurred by the City for litigation – **INTRODUCE AN ORDINANCE REPEALING IN ITS ENTIRETY ORDINANCE NO. 10-01-703 OF TEHACHAPI MUNICIPAL CODE CHAPTER 9.20 RELATING TO RESTRICTIONS FOR REGISTERED SEX OFFENDERS.**

CITY MANAGER REPORTS

- 14. Report to Council regarding current activities and programs – **VERBAL REPORT**

COUNCILMEMBER ANNOUNCEMENTS OR REPORTS

On their own initiative, a Councilmember may ask a question for clarification, make a brief announcement, provide a reference to staff or other resources for factual information, take action to have staff place a matter of business on a future agenda, request staff to report back at a subsequent meeting concerning any matter, or make a brief report on his or her own activities. (Per Gov’t. Code §54954.2(a))

ADJOURNMENT

MINUTES

**TEHACHAPI CITY COUNCIL REGULAR MEETING,
TEHACHAPI REDEVELOPMENT SUCCESSOR AGENCY REGULAR MEETING,
TEHACHAPI PUBLIC FINANCING AUTHORITY REGULAR MEETING, AND
TEHACHAPI CITY FINANCING CORPORATION REGULAR MEETING
Monday, June 2, 2014 – 6:00 P.M.**

NOTE: Sm, Gr, Wi, Ni and Co are abbreviations for Council Members Smith, Grimes, Wiggins, Nixon and Corpus-Zamudio, respectively. For example, Gr/Sm denotes Council Member Grimes made the motion and Council Member Smith seconded it. The abbreviation Ab means absent, Abd abstained, Ns noes, and NAT no action taken.

ACTION TAKEN

<p><u>CALL TO ORDER</u></p> <p>Meeting called to order by Mayor Smith at 6:00 p.m.</p> <p><u>ROLL CALL</u></p> <p>Roll call by City Clerk Denise Jones</p> <p>Present: Mayor Smith, Mayor Pro-Tem Wiggins, and Councilmember Nixon</p> <p>Absent: Councilmembers Grimes and Corpus-Zamudio</p> <p><u>INVOCATION</u></p> <p>By Councilmember Nixon</p> <p><u>PLEDGE TO THE FLAG</u></p> <p>Led by Mayor Pro-Tem Wiggins</p> <p><u>CONSENT AGENDA</u></p> <p>Approved consent agenda subject to the removal of Items *27 and *28 by Mayor Smith.</p> <p><u>AUDIENCE ORAL COMMUNICATIONS</u></p> <ol style="list-style-type: none"> 1. General public comments regarding matters not listed as an agenda item were received from: <ol style="list-style-type: none"> a. Leann, TVRPD, thanked City for use of arch at event this last weekend b. Matt Young, District Manager of TVRPD, echoed Leann’s statement and let everyone know that the community of Tehachapi is entered into a contest. 2. Mayor Smith presented a Certificate of Recognition to World Wind and Solar 	<p>Approved Consent Agenda Wi/Ni Motion Carried Ab: Gr & Co</p>
---	---

ACTION TAKEN

3. Presentation by Craig Mifflin, Lehigh Cement Plant Manager, on current and upcoming projects.

CITY CLERK REPORTS

*4. **ALL ORDINANCES SCHEDULED FOR INTRODUCTION OR ADOPTION AT THIS MEETING SHALL BE READ BY TITLE ONLY.**

All Ord. Read By Title Only
 Wi/Ni Motion Carried
 Ab: Gr & Co

*5. Minutes for the Tehachapi City Council, Tehachapi Redevelopment Successor Agency, Tehachapi Public Financing Authority, and the Tehachapi City Financing Corporation regular meeting on May 5, 2014 - **APPROVED AND FILED.**

Approved & Filed
 Wi/Ni Motion Carried
 Ab: Gr & Co

*6. Destruction of records – **ADOPTED RESOLUTION NUMBER 29-14 AUTHORIZING THE DESTRUCTION OF CERTAIN CITY RECORDS SUBJECT TO APPROVAL BY CITY ATTORNEY**

Adopted Resolution Number 29-14 Authorizing The Destruction Of Certain City Records Subject To Approval By City Attorney
 Wi/Ni Motion Carried
 Ab: Gr & Co

7. Disposition of personal property – **DEPUTY CITY CLERK ASHLEY WHITMORE GAVE REPORT; LEANN, TVRPD, SPOKE TO THE POSITIVE IMPACT THIS WILL HAVE ON THE DISTRICT; ADOPTED RESOLUTION NUMBER 30-14 AUTHORIZING THE DISPOSITION OF PERSONAL PROPERTY SUBJECT TO APPROVAL BY CITY ATTORNEY**

Adopted Res. No. 30-14 Authorizing The Disposition Of Personal Property Subject To Approval By City Attorney
 Ni/Wi Motion Carried
 Ab: Gr & Co

*8. Special Event Application for Main Street Tehachapi’s Chili Cook-off on June 14, 2014 – **APPROVED THE CHILI COOK-OFF SPECIAL EVENT APPLICATION AND ASSOCIATED STREET CLOSURES**

Approved The Chili Cook-Off Special Event Application & Associated Street Closures
 Wi/Ni Motion Carried
 Ab: Gr & Co

FINANCE DIRECTOR REPORTS

*9. Disbursements, bills and claims for May 1, 2014 through May 28, 2014 – **AUTHORIZED PAYMENTS**

Authorized Payments
 Wi/Ni Motion Carried
 Ab: Gr & Co

*10. City of Tehachapi Treasurer’s Report through April 2014 – **RECEIVED REPORT**

Received Report
 Wi/Ni Motion Carried
 Ab: Gr & Co

AIRPORT MANAGER REPORTS

11. Agreement with Johnston’s Motorcycle Training Center for use of the east ramp area adjacent to Aviator City Park to conduct certified motorcycle training – **AIRPORT MANAGER TOM GLASGOW GAVE REPORT; COUNCILMEMBER NIXON ASKED IF THEY WILL BE PUTTING UP ANY EQUIPMENT; MAYOR SMITH ASKED HOW PEOPLE FIND OUT ABOUT THE CLASS; APPROVED AND AUTHORIZED THE MAYOR TO SIGN THE AGREEMENT WITH JOHNSTON’S MOTORCYCLE TRAINING CENTER TO CONDUCT CERTIFIED MOTORCYCLE TRAINING, SUBJECT THE CITY ATTORNEY APPROVAL**

Approved & Authorized The Mayor To Sign The Agreement With Johnston’s Motorcycle Training Center To Conduct Certified Motorcycle Training, Subject To City Attorney Approval
 Wi/Ni Motion Carried
 Ab: Gr & Co

COMMUNITY OUTREACH COORDINATOR REPORTS

ACTION TAKEN

*12. Agreement with Kiddie Amusements for entertainment at the 4th of July Hotdog Festival - **APPROVED AND AUTHORIZED THE MAYOR TO SIGN AN AGREEMENT WITH KIDDIE AMUSEMENTS**

Approved & Authorized The Mayor To Sign An Agreement With Kiddie Amusements
 Wi/Ni Motion Carried
 Ab: Gr & Co

*13. Agreement with Highline for entertainment at the July 4th Hotdog Festival - **APPROVED AND AUTHORIZED THE MAYOR TO SIGN AN AGREEMENT WITH HIGHLINE**

Approved & Authorized The Mayor To Sign An Agreement With Highline
 Wi/Ni Motion Carried
 Ab: Gr & Co

*14. Agreement with the BB Boys for entertainment at the July 4th Hotdog Festival - **APPROVED AND AUTHORIZED THE MAYOR TO SIGN AN AGREEMENT WITH BB BOYS**

Approved And Authorized The Mayor To Sign An Agreement With Bb Boys
 Wi/Ni Motion Carried
 Ab: Gr & Co

*15. Agreement with T-Pops for entertainment at the July 4th Hotdog Festival – **APPROVE AND AUTHORIZE THE MAYOR TO SIGN AN AGREEMENT WITH T-POPS**

Approve & Authorize The Mayor To Sign An Agreement With T-Pops
 Wi/Ni Motion Carried
 Ab: Gr & Co

*16. Agreement with Tehachapi Community Orchestra for entertainment at the July 4th Hotdog Festival – **APPROVED AND AUTHORIZED THE MAYOR TO SIGN AN AGREEMENT WITH TEHACHAPI COMMUNITY ORCHESTRA**

Approved & Authorized The Mayor To Sign An Agreement With Tehachapi Community Orchestra
 Wi/Ni Motion Carried
 Ab: Gr & Co

COMMUNITY DEVELOPMENT DIRECTOR REPORTS

17. Three year cooperative agreement with the County of Kern relative to pursuing and managing Community Development Block Grant and related funding – **COMMUNITY DEVELOPMENT DIRECTOR DAVID JAMES GAVE REPORT; ADOPTED RESOLUTION NUMBER 31-14 APPROVING AND AUTHORIZING THE MAYOR TO SIGN A COOPERATION AGREEMENT WITH THE COUNTY OF KERN**

Adopted Res. No. 31-14 Approving & Authorizing The Mayor To Sign A Cooperation Agreement With The County Of Kern
 Ni/Wi Motion Carried
 Ab: Gr & Co

*18. Planning/permitting fee for large family day care facilities – **ADOPTED RESOLUTION NUMBER 32-14 ADJUSTING THE ADOPTED PERMITTING FEE SCHEDULE TO INCLUDE LARGE FAMILY DAY CARE FACILITIES AS AN APPLICATION CATEGORY**

Adopted Res. No. 32-14 Adjusting The Adopted Permitting Fee Schedule To Include Large Family Day Care Facilities As An Application Category
 Wi/Ni Motion Carried
 Ab: Gr & Co

CITY ENGINEER REPORTS

19. An action to initiate the process and declare the City’s intention to levy assessments within the Landscaping and Lighting District No. 1, Annexation No. 13C – **CITY ENGINEERING JAY SCHLOSSER GAVE REPORT; CHARLES WHITE ASKED ABOUT IMPROVEMENTS TO PROPERTY; ADOPTED TWO (2) 33-14 RESOLUTIONS: (1) RESOLUTION NUMBER INITIATING PROCEEDINGS FOR THE ANNEXATION OF TERRITORY TO THE TEHACHAPI LANDSCAPING AND LIGHTING DISTRICT NO. 1; AND THE LEVY AND COLLECTION OF ASSESSMENTS RELATED THERETO COMMENCING WITH FISCAL YEAR 2014/2015; (2) 34-14 RESOLUTION NUMBER DECLARING THE CITY’S INTENTION FOR THE ANNEXATION OF TERRITORY TO THE TEHACHAPI LANDSCAPING AND LIGHTING DISTRICT NO.1; AND DECLARING ITS**

Adopted Res. No. 33-14 Initiating Proceedings For The Annexation Of Territory To The Tehachapi Landscaping & Lighting District No. 1; And The Levy & Collection Of Assessments Related Thereto Commencing With Fiscal Year 2014/2015; Adopted Res. No. 34-14 Declaring The City’s Intention For The Annexation Of Territory To The Tehachapi Landscaping & Lighting District No.1; & Declaring Its Intention To Conduct A Property Owner

ACTION TAKEN

INTENTION TO CONDUCT A PROPERTY OWNER PROTEST BALLOT PROCEEDING ON THE MATTER OF THE NEW ASSESSMENTS RELATED THERETO COMMENCING WITH FISCAL YEAR 2014/2015

20. An action to initiate the process and declare the City’s intention to levy assessments within the Drainage Benefit Assessment District 2014-1 – **CITY ENGINEER JAY SCHLOSSER GAVE REPORT; ADOPTED TWO (2) RESOLUTIONS: (1) 35-14 RESOLUTION NUMBER INITIATING PROCEEDINGS FOR THE FORMATION OF DRAINAGE BENEFIT ASSESSMENT DISTRICT NO. 2014-1 (PARCEL MAP 10997); AND THE LEVY AND COLLECTION OF ASSESSMENTS RELATED THERETO COMMENCING WITH FISCAL YEAR 2014/2015; (2) 36-14 RESOLUTION NUMBER DECLARING THE CITY’S INTENTION TO FORM THE TEHACHAPI DRAINAGE BENEFIT ASSESSMENT DISTRICT NO. 2014-1 (PARCEL MAP 10997); AND DECLARING ITS INTENTION TO CONDUCT A PROPERTY OWNER PROTEST BALLOTING ON THE MATTER OF THE NEW ASSESSMENTS RELATED THERETO COMMENCING WITH FISCAL YEAR 2014/2015**

Protest Ballot Proceeding On The Matter Of The New Assessments Related Thereto Commencing With Fiscal Year 2014/2015
 Wi/Ni Motion Carried
 Ab: Gr & Co

Adopted Resolution Number 35-14 Initiating Proceedings For The Formation Of Drainage Benefit Assessment District No. 2014-1 (Parcel Map 10997); & The Levy And Collection Of Assessments Related Thereto Commencing With Fiscal Year 2014/2015;
 Adopted Resolution Number 36-14 Declaring The City’s Intention To Form The Tehachapi Drainage Benefit Assessment District No. 2014-1 (Parcel Map 10997); & Declaring Its Intention To Conduct A Property Owner Protest Balloting On The Matter Of The New Assessments Related Thereto Commencing With Fiscal Year 2014/2015
 Ni/Wi Motion Carried
 Ab: Gr & Co

21. Proposition 84 Round 2 Integrated Regional Water Management Subgrant Agreement for the connection of Snyder Well to Tehachapi Cummings County Water District – **CITY ENGINEER JAY SCHLOSSER GAVE REPORT; APPROVED THE PROPOSITION 84 ROUND 2 INTEGRATED REGIONAL WATER MANAGEMENT SUBGRANT AGREEMENT SUBJECT TO APPROVAL BY THE CITY ATTORNEY**

Approved The Proposition 84 Round 2 Integrated Regional Water Management Subgrant Agreement Subject To Approval By The City Attorney
 Wi/Ni Motion Carried
 Ab: Gr & Co

22. Safe Routes 2 School, Pinon and Curry Street Project Bid Opening – **CITY ENGINEER JAY SCHLOSSER GAVE REPORT; MAYOR SMITH ASKED ABOUT A CUT OUT IN ROAD; COUNCILMEMBER WIGGINS IS VERY PLEASED WITH PROJECT; AWARDED THE SAFE ROUTES 2 SCHOOL PINON STREET AND CURRY STREET PROJECT TO D.O.D. CONSTRUCTION IN THE AMOUNT OF \$291,914.00 AND AUTHORIZE THE CITY MANAGER TO APPROVE ANY NECESSARY CHANGE ORDERS UP TO A MAXIMUM OF 5% OF THE ORIGINAL CONTRACT (OR\$14,595.70)**

Awarded The Safe Routes 2 School Pinon Street & Curry Street Project To D.O.D. Construction In The Amount Of \$291,914.00 & Authorize The City Manager To Approve Any Necessary Change Orders Up To A Maximum Of 5% Of The Original Contract (Or\$14,595.70)
 Ni/Wi Motion Carried
 Ab: Gr & Co

23. Notice of Completion for the Tehachapi Police Department Landscape Improvements Project – **CITY ENGINEER JAY SCHLOSSER GAVE REPORT; APPROVED THE NOTICE OF COMPLETION FOR THE TEHACHAPI POLICE DEPARTMENT LANDSCAPE IMPROVEMENTS PROJECT AND DIRECT STAFF TO RECORD SAME**

Approved The Notice Of Completion For The Tehachapi Police Department Landscape Improvements Project & Direct Staff To Record Same
 Wi/Ni Motion Carried
 Ab: Gr & Co

24. Notice of Completion for the Communications Conduit Project – **CITY ENGINEER JAY SCHLOSSER GAVE REPORT; APPROVED THE NOTICE OF COMPLETION FOR THE COMMUNICATIONS CONDUIT PROJECT AND DIRECT STAFF TO RECORD SAME**

Approved The Notice Of Completion For The Communications Conduit Project & Direct Staff To Record Same
 Ni/Wi Motion Carried
 Ab: Gr & Co

POLICE CHIEF REPORTS

ACTION TAKEN

25. Proposed contract for consultant services for police dispatch assessment, development of system alternatives and costs – **POLICE CHIEF KERMODE GAVE REPORT; COUNCILMEMBER WIGGINS SPOKE IN FAVOR OF CITY HAVING ITS OWN POLICE DISPATCH; MAYOR SMITH ASKED ABOUT TIMING OF GRANT FUNDS; APPROVED AND AUTHORIZED THE MAYOR TO SIGN THE PROPOSED AGREEMENT WITH RCC CONSULTANTS, INC., SUBJECT TO CITY ATTORNEY APPROVAL**

Approved & Authorized The Mayor To Sign The Proposed Agreement With RCC Consultants, Inc., Subject To City Attorney Approval
Ni/Wi Motion Carried
Ab: Gr & Co

ASSISTANT CITY MANAGER REPORTS

*26. Agreement with Jerome’s Tractor Service and Kingsmen Tractor Service for weed abatement services – **APPROVED AND AUTHORIZED THE MAYOR TO SIGN AN AGREEMENT WITH JEROME’S TRACTOR SERVICE AND KINGSMEN TRACTOR SERVICE, SUBJECT TO APPROVAL BY THE CITY MANAGER AND CITY ATTORNEY**

Approved & Authorized The Mayor To Sign An Agreement With Jerome’s Tractor Service And Kingsmen Tractor Service, Subject To Approval By The City Manager And City Attorney
Wi/Ni Motion Carried
Ab: Gr & Co

CITY MANAGER REPORTS

*27. **PUBLIC HEARING** - An action to order the levy of assessments within the Landscaping and Lighting District No. 1 for fiscal year 2014/2015 – **THIS ITEM WAS REMOVED FROM THE CONSENT AGENDA BY MAYOR SMITH; OPENED HEARING AT 7:02 PM; NOTICE OF PUBLIC HEARING ON MAY 14, 2014 AND NO CORRESPONDENCE RECEIVED; CITY MANAGER GREG GARRETT GAVE REPORT; NO PUBLIC COMMENT; CLOSED HEARING AT 7:03 PM; STAFF RECOMMENDATION; ADOPTED TWO (2) RESOLUTIONS: (1) 37-14 AMENDING AND/OR APPROVING THE FINAL ENGINEER’S REPORT; (2) 38-14 ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT NO 1 FOR FISCAL YEAR 2014/2015**

Adopted Resolutions: (1) 37-14 Amending And/Or Approving The Final Engineer’s Report; (2) 38-14 Ordering The Levy And Collection Of Assessments Within The Landscaping And Lighting Assessment District No 1 For Fiscal Year 2014/2015
Wi/Ni Motion Carried
Ab: Gr & Co

*28. **PUBLIC HEARING** - An action to order the levy of assessments within the Drainage Benefit Assessment District No. 1 for fiscal year 2014/2015- **THIS ITEM WAS REMOVED FROM THE CONSENT AGENDA BY MAYOR SMITH; OPENED HEARING AT 7:04 PM; NOTICE OF PUBLIC HEARING ON MAY 14, 2014 AND NO CORRESPONDENCE RECEIVED; CITY MANAGER GREG GARRETT GAVE REPORT; NO PUBLIC COMMENT RECEIVED; CLOSED HEARING AT 7:04 PM; STAFF RECOMMENDATION; ADOPTED RESOLUTION NUMBER 39-14 AMENDING AND/OR APPROVING THE FINAL ENGINEER’S REPORT AND ORDERING THE LEVY AND COLLECTION OF ASSESSMENT**

Adopted Res. No. 39-14 Amending &/Or Approving The Final Engineer’s Report & Ordering The Levy And Collection Of Assessment
Ni/Wi Motion Carried
Ab: Gr & Co

29. Report to Council regarding current activities and programs – **VERBAL REPORT.**

CITY COUNCIL

30. Designation of voting delegates for League Conference – **APPOINTED COUNCILMEMBER ED GRIMES AS THE VOTING DELEGATE.**

COUNCIL MEMBER ANNOUNCEMENTS OR REPORTS

1. Councilmember Wiggins shared an interesting question that she was asked by a child recently.
2. Councilmember Nixon commended everyone who responded to the incident at Tehachapi Hospital on Memorial Day.

CLOSED SESSION

1. Conference with legal counsel regarding claim filed by Jose Meza per Government Code Section 54956.9(d)(2).
2. Conference with legal counsel re threat of litigation per Government Code Section 54956.9(d)(2),(e)(3).

ADJOURNMENT

The City Council/Boards adjourned at 7:35 p.m. to a Tehachapi City Council, Tehachapi Redevelopment Successor Agency, Tehachapi Public Financing Authority and Tehachapi City Financing Corporation Regular Meeting to be held on Monday, June 16, 2014, at 6:00 p.m.

DENISE JONES, CMC
City Clerk, City of Tehachapi

Approved this 16th day
Of June, 2014.

PHILIP SMITH
Mayor, City of Tehachapi



APPROVED
DEPARTMENT HEAD: *AW*
CITY MANAGER: *[Signature]*

COUNCIL REPORTS

MEETING DATE: JUNE 16, 2014

AGENDA SECTION: CITY CLERK

TO: HONORABLE MAYOR SMITH AND COUNCIL MEMBERS
FROM: ASHLEY WHITMORE, DEPUTY CITY CLERK
DATE: JUNE 11, 2014
SUBJECT: SPECIAL EVENT APPLICATION – 4th OF JULY KIDS PARADE

APPLICANT AND ORGANIZATION

Aimee Hansen, TVRPD

EVENT DESCRIPTION

The 4th of July Kids Parade will be held on July 4, 2014 at 10 am in downtown Tehachapi. This event is open to the public.

APPLICANT REQUESTS

- Rolling closures to various downtown streets (see attached map)
- Street barricades from the Public Works Department

STAFF CONDITIONS

Administration: All City facilities must be properly cleaned immediately following the close of the event.

RECOMMENDATION

APPROVE THE 4TH OF JULY KIDS PARADE SPECIAL EVENT APPLICATION AND ASSOCIATED ROLLING STREET CLOSURES

(661) 822-2200
Fax: (661) 822-8559

RECEIVED

MAY 9 1 2014

City of Tehachapi



115 South Robinson Street
Tehachapi, CA 93561-1722
www.tehachapicityhall.com

SPECIAL USE/EVENT APPLICATION

Organization TVRPD
Event Contact AIMEE HANSEN Phone Number 661-822-3228
Address 490 West D. St.
City Tehachapi State CA Zip Code 93561
E-mail Address info@tvrpd.org
Event Name 4th of July Kids Parade 2014
Event Location Philip Marx Park, Mojave + D St.
Event Date(s) Friday, July 4, 2014 Event Time(s) 10:00am ^{start}

Describe Event: (Street Closures, Activities, Participation, Etc.)

See Attached Map

Is the event open to the Public? Yes No

Is event for money raising purposes? Yes No

If Yes, what will the proceeds be used for? _____

Will alcoholic beverages be served? Yes No

Will alcoholic beverages be sold? Yes No

If Yes, what is A.B.C. Permit No? _____

Event Name 4th of July Kids Parade Event Date(s) 7/4/14

Please Describe How The Following Will Be Accomplished:

Street Barricades Needed at all parade route intersections
 Traffic Control _____
 Crowd Control _____
 Utility Services: Water, Sewer, Electric _____
 Lights _____
 Dust Control _____
 Site Clean-up & Maintenance _____
 Security _____
 Site Facilities _____
 Health Dept. _____

I understand that if I am utilizing a city-owned facility I am responsible to clean the above requested facility, by removing all rubbish, debris, etc., and restore the grounds/facility back to a clean and orderly condition. I further understand I may be required to pay a deposit, at the cities discretion, for clean-up of the grounds/facility, and upon inspection of the grounds/facility, the deposit, may be fully or partially refunded, depending upon the condition the facility is left in by the user.

I also understand that this application is not a guarantee of event approval.

I, the undersigned, have read the above statements, general regulations and insurance requirements attached to this contract, and understand them and agree fully.

Applicant Signature *Timothy J. Hansen* Date 5/1/14
TVRPD - Rec. Coord.

Office Use Only

Insurance Certificate List Of Vendors Meeting

Deposit Plot Plan Date _____

Time _____

<input type="checkbox"/> CM	<input type="checkbox"/> PW	<input type="checkbox"/> A	<input type="checkbox"/> HD
<input type="checkbox"/> CPM	<input type="checkbox"/> CD	<input type="checkbox"/> P	<input type="checkbox"/> BL
<input type="checkbox"/> LC	<input type="checkbox"/> BI	<input type="checkbox"/> F	<input type="checkbox"/> C

Notes _____

GENERAL REGULATIONS

Facility use agreements are issued in accordance with the policies outlined below as established by the City of Tehachapi. All reservation forms must be signed and returned, along with fees and deposits, before consideration of use approval. SUBMISSION OF RESERVATION REQUEST DOES NOT CONSTITUTE APPROVAL.

1. Any authorization and usage is understood to be at the City's discretion. The City will not be responsible for special condition, accommodations or other improvements for any granted request for use. Any special needs are the responsibility of the user with prior approval of the Public Works Director.
2. Groups or persons using a facility are responsible to pay for any damage to property or loss of property.
3. The City of Tehachapi is not liable for accidental injury to persons or loss or damage of group or individual property. The City requires proof of insurance coverage.
4. When, in the opinion of the City, activity conditions warrant the presence of one or more security personnel, the cost of such service shall be borne by the group or organization sponsoring the activity.
5. Permission to use City of Tehachapi facilities is granted subject to observance of regulations, and permits may be revoked for violation of regulations.
6. Permits may not be transferred, assigned or sublet.
7. Users of the facilities shall observe, obey and comply with all applicable City, County, State and Federal Laws, rules and regulations.

FOOD AND ALCOHOL REGULATIONS

1. The use of alcoholic beverages is by written permit only and must be requested at the time the facility use application is made. The City reserves the right to place restrictions on the use of alcoholic beverages in accordance with State Law.
2. The alcoholic beverage permittee will remove all beverages from the premises immediately following the approved function.
3. Food and refreshments, including alcoholic beverages, may be permitted in certain designated areas as determined by the City, or the designated representative.
4. Any function that is to be catered will be catered by an approved licensed caterer. All caterer's names and addresses will be provided upon request.
5. Any function where alcoholic beverages will be permitted shall require an additional (\$50.00) deposit.

ANY EXCEPTION TO THE ABOVE POLICIES WILL BE REFERRED TO THE CITY MANAGER.

FEE AND DEPOSIT SCHEDULE

The following guidelines and rules will govern the costs and procedures for City approvals.

1. Any part of an hour will be considered a full hour in determining City costs.
2. All fees must be paid to the City of Tehachapi located at 115 South Robinson Street.
3. All refunds will be mailed as soon as possible following conclusion of the activity.
4. No arrangements can be made for a time extension with personnel on duty the day of the activity.

SECURITY PERSONNEL

If, in the opinion of the City Manager or a designated representative an activity condition warrants the presence of one or more security personnel, the cost of such service shall be borne by the group or person sponsoring the activity. Proof of obtaining the required security personnel must be in the City Hall no later than ten (10) working days prior to the activity. Proof should be in the form of a receipt and/or contract from a bonded security agency. If proof is not in the City Hall by the required date, use of the facility may be denied.

IF AFTER PROOF OF SECURITY HAS BEEN SUBMITTED TO CITY, SAID SECURITY IS NOT PRESENT ON DATE OF ACTIVITY, THE CITY EMPLOYEE IN CHARGE MAY REQUEST THE GROUP TO DISCONTINUE ACTIVITY AND ASK THE GROUP TO LEAVE THE AREA.

LIABILITY INSURANCE REQUIREMENTS

Insurance requirements for persons or organizations wishing to use City facilities should be as follows:

The party requesting to use the facility ("applicant") shall secure and keep in force during the entire term of applicant's use of the facility and covering all of applicant's activities with respect to the facility a comprehensive general liability insurance policy with bodily injury, property damage, and contractual coverage of not less than \$1 million per occurrence and including a comprehensive coverage form, and coverages for premises/operation, operations hazard, complete operations, and products liability, and containing special endorsements providing substantially the following:

(1) That the City of Tehachapi, its agents, officers, employees and governing body and each member thereof are declared to be an additional named insured under the terms of the policy with reference to the activity described in the policy, whether such additional insured be actively or passively negligent or liable by operation of law;

(2) Contractual liability coverage underwriting the obligations of applicant to hold harmless, indemnify and defend each of the insureds provided herein;

(3) "Cross liability" or "Severability of Interest" coverage for all named insureds;

(4) That such insurance is primary, and that any other insurance maintained by the additional named insureds is excess and not contributing insurance with respect to the subject insurance policy;

(5) That the insurer waives all rights of subrogation against the additional named insureds;

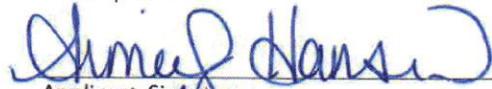
(6) That the coverage afforded by such policy to the additional named insureds shall not be prejudiced in any way by any failure of the principal insured to comply with any notice requirements of such policy; and

(7) That such policy may not be canceled, coverage reduced or terms altered in any manner detrimental to the coverage except after delivery to the City of written notice not less than 15 days prior to the effective date of such cancellation, reduction or alteration. No such cancellation provisions in any such insurance policy shall be construed in derogation of the continuous duty of applicant to furnish insurance during the term of applicant's use of the facility. The lapse for any reason of insurance as required herein shall constitute breach of this requirement.

The facility shall not be used until applicant has provided City with a duly certificated certificate of insurance issued by an insurance company approved by City and evidencing that the policy has been issued, is effective, and complies with the foregoing requirements. Applicant must also provide City with a facsimile of the insurance policy and no use of the facility can be made until City has approved the policy.

INDEMNIFICATION

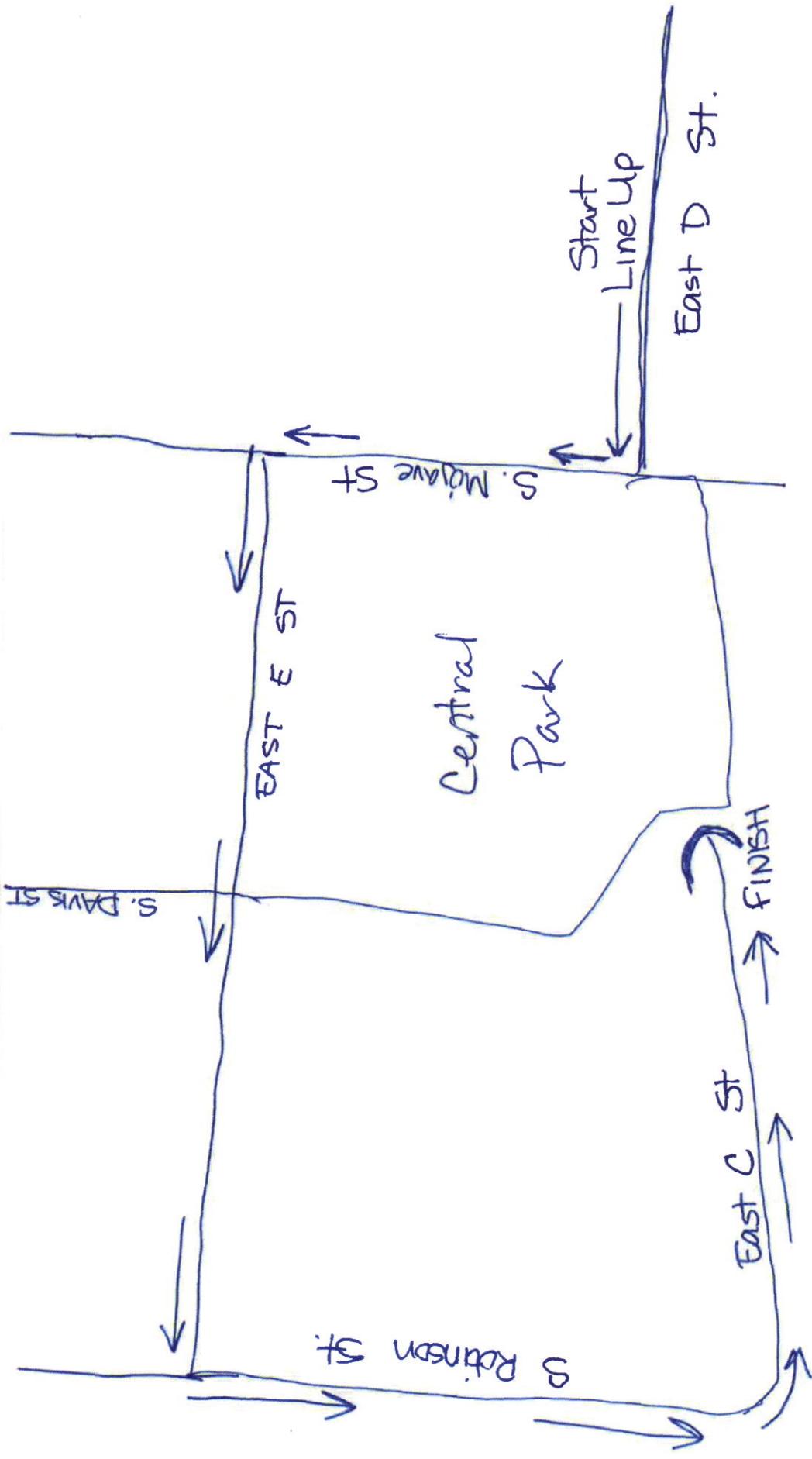
Applicant hereby agrees to indemnify, defend, and hold harmless the City, its Councilpersons, boards, commissions, officers, employees and agents from any and all claims, demands, suits, judgements, liability, damages, costs, and expenses arising out of or related to applicant's use or occupation of City's streets or facilities, including but not limited to, any act or omission to act on the part of City, its Councilpersons, boards, commissions, officers, employees, or agents, whether active or passive.



Applicant Signature

5/1/14

Date



4th of July Kids Parade 2014



APPROVED
DEPARTMENT HEAD: *AW*
CITY MANAGER: *[Signature]*

COUNCIL REPORTS

MEETING DATE: JUNE 16, 2014

AGENDA SECTION: CITY CLERK

TO: HONORABLE MAYOR SMITH AND COUNCIL MEMBERS
FROM: ASHLEY WHITMORE, DEPUTY CITY CLERK
DATE: JUNE 11, 2014
SUBJECT: PLANNING COMMISSION APPOINTMENT

BACKGROUND

Due to the expiration of terms for Marisa Folse and Mariana Teel on June 30, 2014, the Tehachapi City Council will consider appointing two members to the Tehachapi Planning Commission. The appointed commissioner's terms will expire on June 30, 2018.

The Planning Commission develops and maintains the general plan; develops such specific plans; periodically reviews the capital improvement program of the City; recommends to the City Council plans for the regulation of the future growth, development and beautification of the City in respect to its public and private buildings, streets, parks, grounds and vacant lots; recommends to the City Council plans, consistent with the future growth and development of the City, in order to secure sanitation and proper service of all public utilities, shipping and transportation facilities; and recommends to the City Council, for approval or disapproval, tentative maps or proposed subdivisions of land.

Applications were received from Marisa Folse, Mariana Teel & J. David Butler.

RECOMMENDATION

APPOINT TWO MEMBERS TO THE TEHACHAPI PLANNING COMMISSION TO COMPLETE A TERM TO EXPIRE ON JUNE 30, 2018



APPLICATION FOR APPOINTMENT

OFFICE USE ONLY

City Resident: Yes No

APPLICANTS ARE ENCOURAGED TO CONTACT EACH COUNCIL MEMBER TO COMMUNICATE THEIR INTEREST FOR APPOINTMENT.

**Submit Application To: City Clerk's Office
115 South Robinson Street
Tehachapi, CA 93561**

CITY OF TEHACHAPI
RECEIVED
JUN 12 2014
CITY CLERK'S OFFICE
BY _____

Name Marisa Folve

Address 785 Tucker Road G429

City Tehachapi State CA Zip Code 93561

Phone Number 8225423 Fax Number ---

Email marisafolve@sbcglobal.net

Position(s) Sought: (List in order of preference)

1. Planning Commissioner
2. _____
3. _____
4. _____

Occupation Infant/Toddler Teacher

Business Name Good Shepherd Lutheran Preschool and Infant Center

Address 329 S. Mill Street

City Tehachapi State CA Zip Code 93561

Phone Number 6618237740 Fax Number ---

Education - List schools attended and/or graduated, as well as degree(s):

CSU, Bakersfield - BA in Child Development in process
 Bakersfield College - AS in Child Development and Family Relations
 CSU, Northridge - BA in Political Science

Other special training or experience:

Prior work experience in environmental and general planning with Gruen Associates(architects), Lockman and Associates (engineers) and City of West Hollywood.

Previous and present governmental and civic experience. Indicate when, position, and duties:

Current planning commissioner for City of Tehachapi,
Current election site supervisor for 5 local precincts,
Prior enumerator for US Dept of Commerce (2010 Census),
Prior employee City of West Hollywood - Community Development and Public Works Departments.

Please explain why you wish to serve on a Board/Commission for the City of Tehachapi:

I wish to continue service as a commissioner to:
assist with future growth of our fair city;
preserve Tehachapi's small mountain town charm; and
conserve native plants, wildlife and environment that makes us unique.

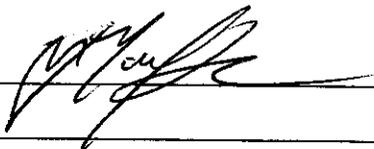
Do you have any interests or associations that might present a conflict of interest? Yes If yes, please explain below. No

Please attach your resume and any additional information or statements that you feel would be helpful in reviewing your qualifications

AUTHORIZATION AND RELEASE

I understand that in connection with this application for appointment, the information contained herein will be made available to the general public upon request.

Signature Field



Date/Time Field

11 June 2014

NOTE: This document is a public record and may be disclosed/released pursuant to the California Public Records Act



RECEIVED

JUN 09 2014

City of Tehachapi

APPLICATION FOR APPOINTMENT

OFFICE USE ONLY

City Resident: Yes
 No

APPLICANTS ARE ENCOURAGED TO CONTACT EACH COUNCIL MEMBER TO COMMUNICATE THEIR INTEREST FOR APPOINTMENT.

Submit Application To: City Clerk's Office
115 South Robinson Street
Tehachapi, CA 93561

Name Teel. Mariana
Address 909 Cathy Lane
City Tehachapi State CA Zip Code 93561
Phone Number 661-822-4152 Fax Number _____
Email mariana.Teel@cdcr.ca.gov

Position(s) Sought: (List in order of preference)

- Planning Commissioner for the City of Tehachapi
- _____
- _____
- _____

Occupation Chief Nurse Executive
Business Name California Correctional Institution + CAL City Correctional Facility
Address End of Hwy 202
City Tehachapi State CA Zip Code 93561
Phone Number 661-822-4402 Fax Number _____

Education - List schools attended and/or graduated, as well as degree(s):

Tehachapi High School 1968 University of Phoenix
Bakersfield College AA Criminology 1971 Master's in Business
Bakersfield College AS Nursing 1978 Administration (MBA)
University of Phoenix Administrative 2005
Bachelor's in Management

Other special training or experience:

Tehachapi City Council 1996-2006
Mayor City of Tehachapi 2002-2004
Tehachapi Planning Commission 2013-2014

Previous and present governmental and civic experience. Indicate when, position, and duties:

Tehachapi City Council 1996-2006
Mayor City of Tehachapi 2002-2004
Tehachapi Planning Commission 2013-2014
Kern County Air Pollution Board
Tehachapi Airport Commission
Kern County Waste Management
Kern Health Systems 2014

Please explain why you wish to serve on a Board/Commission for the City of Tehachapi:

It is my sincere desire to serve my community. Serving on the Planning Commission affords me the ability to serve and make recommendations to the City Council that are consistent with "General Plan" for future growth and development of our wonderful city.

Do you have any interests or associations that might present a conflict of interest? Yes If yes, please explain below. No

Please attach your resume and any additional information or statements that you feel would be helpful in reviewing your qualifications

AUTHORIZATION AND RELEASE

I understand that in connection with this application for appointment, the information contained herein will be made available to the general public upon request.

Signature Field Mariana Sul

Date/Time Field June 6, 2014

NOTE: This document is a public record and may be disclosed/released pursuant to the California Public Records Act

Mariana Teel RN, MBA

909 Cathy Lane
Tehachapi, CA 93561
661-822-4152
dteel@bak.rr.com

Professional Experience:

1978 to Present

Tehachapi Valley Hospital District-1978-1998

Staff RN, Operating Room Supervisor, Infectious Disease Coordinator, Quality Management, Director of Nursing, Emergency Room Supervisor, Physician Peer Review, Ancillary Officer: Laboratory, Pharmacy, and Radiology, Chief of Operations, Associate Hospital Administrator, and Executive Assistant.

At Tehachapi Valley Hospital for the full 20 years was Operating Room Supervisor, and during this time for 2 years worked in Labor and Delivery **(1978-1998)**.

Infectious Disease Coordinator, Quality Management, and Physician Peer review **(1988-1998)**.

Acting Director of Nursing, **(1994)**.

Emergency Room supervisor, **(1995)**.

Acting Hospital Administrator **(1997)**: Licensed Long term Care Facility and Medical Rural Clinic. **Total employees: 150**

Chief of Operations, and Associate Administrator, managed and supervised all ancillary departments: Laboratory, Radiology, and Medical Records. Also was Community Liaison **(1996-1998)**, managed a 50 million dollar budget, **Total employees: 150.**

Highlights of Hospital Career:

Licensed Long Term Care Facility
Medi-Cal Rural Clinic in Tehachapi, and Mojave
Swing Bed State Certification
Labor and Delivery
OB/GYN Clinic
Gastroenterology Clinic
Laparoscopic Surgery
Orthopedic Surgery/Clinic
Arthroscopic Knee Surgery
Podiatry
Urology Surgery/Clinic
Contract negotiations with HMO's
Community Liaison

**California Department of Corrections and Rehabilitation-October 1998- March 2008,
California Correctional Institution (CCI)**

Director of Nursing Supervising Registered Nurse II. Duties included the overseeing and responsibility of the medical care for 6,000 male inmate patients, 5 medical clinics 16 bed infirmary, telemedicine clinic, podiatry clinic, and an internal medicine clinic.

Correctional Health Services Administrator, and Acting Health Care Manager, (2006-2008). Complied with Federal and State regulations for all different levels of custody, from minimum to maximum security as it pertained to their medical care.

Managed a **55 million dollar budget**, contracts, and 220 employees: 12 physicians, 40 registered nurses, 30 licensed vocational nurses, 10 psychiatric technicians, 3 physician assistants, 2 nurse practitioners, 10 psychiatrist, 40 psychologist, ancillary staff, laboratory, pharmacy, medical records, and radiology.

Evergreen Health Care-March 2009-April 2010

Director of Nursing for 81 bed skilled nursing facility

Mercy Hospital-June2010 –October 2010

Outpatient Supervisor of Outpatient Services, GI and Chemotherapy

California Department of Corrections and Rehabilitation, California Correctional Institution-November 2011 to present - Chief Nurse Executive

Direct all Nursing Services as it pertains to nursing standards, procedures, protocols and policies; direct all nursing activity within the institution and ensure compassionate, safe, effective, and equitable patient-centered care in conjunction with other health care discipline managers, and in coordination with custody; develop and maintain a competent nursing performance expectation with other health care disciplines for 5500 inmate population. Quality nursing services in a cost effective manner. Currently responsible and supervise approximately 50 Registered Nurses, 56 Licensed Vocational Nurses, and 16 Psychiatric Technicians, 11 Supervising Registered Nurses and 4 Clerical Staff. Direct Nursing services for a 16 bed Infirmary, 5 Outpatient Clinics, Utilization Management, Specialty Services, and Telemedicine.

Chief Nurse Executive for California City Correctional Facility (CAC), November 2013 to present.

Accomplishments:

Kern County Air Pollution Board Advisor

Tehachapi Airport Commissioner

Tehachapi City Council Member

Mayor City of Tehachapi

Kern Health Systems Board of Directors

Tehachapi City Planning Commissioner

Education:

Bakersfield College, AA Degree in Criminology (1971)

Bakersfield College, AS Nursing (1978)

University of Phoenix, Bachelors in Administrative Management (2000)

University of Phoenix Master's in Business Administration (2005)

RECEIVED

MAY 20 2014

APPLICATION FOR APPOINTMENT

OFFICE USE ONLY

City Resident: Yes
 No

City of Tehachapi

APPLICANTS ARE ENCOURAGED TO CONTACT EACH COUNCIL MEMBER TO COMMUNICATE THEIR INTEREST FOR APPOINTMENT.

Submit Application To: **City Clerk's Office**
115 South Robinson Street
Tehachapi, CA 93561

Name J. David Butler

Address 702 CARROLL WAY

City TEHACHAPI State CA. Zip Code 93561

Phone Number 661-972-8491 Fax Number _____

Email _____

Position(s) Sought: (List in order of preference)

- PLANNING COMMISSION
- _____
- _____
- _____

Occupation RETIRED (CDC)

Business Name _____

Address _____

City TEHACHAPI State CA. Zip Code _____

Phone Number 661-822-2442 Fax Number _____

Education - List schools attended and/or graduated, as well as degree(s):

WESLEY THEOLOGICAL SEMINARY - WASH. D.C.
C.S.U. FULLERTON - Cal
CERRITOS C. COLLEGE - NORWALK
CERRITOS HIGH SCHOOL - CERRITOS

Other special training or experience:

ATTENDED MOST OF COMMUNITY PLANNING
WORKSHOPS.
INTENSE INTEREST IN PLANS FOR THE COMMUNITY
AND ITS FUTURE.

Previous and present governmental and civic experience. Indicate when, position, and duties:

OBSERVER AND GROUP PARTICIPANT IN CIVIL EVENTS
IN GRESBENT CITY, CA, WASH. D.C., FULLERTON CA.

Please explain why you wish to serve on a Board/Commission for the City of Tehachapi:

I WANT TO GET INVOLVED WITH THE CITY'S DEVELOPMENT
I HAVE BEEN ON THE OUTSIDE LOOKING IN - DUE TO
FAMILY AND WORK COMMITMENTS - NOW I BE TOTALLY INVOLVED.

Do you have any interests or associations that might present a conflict of interest? Yes If yes, please explain below. No

Please attach your resume and any additional information or statements that you feel would be helpful in reviewing your qualifications

AUTHORIZATION AND RELEASE

I understand that in connection with this application for appointment, the information contained herein will be made available to the general public upon request.

Signature Field



Date/Time Field

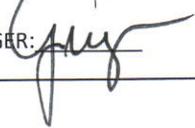
5-16-14

NOTE: This document is a public record and may be disclosed/released pursuant to the California Public Records Act



APPROVED

DEPARTMENT HEAD: 

CITY MANAGER: 

COUNCIL REPORTS

MEETING DATE: JUNE 16, 2014

AGENDA SECTION: CITY CLERK

TO: HONORABLE MAYOR SMITH AND COUNCIL MEMBERS

FROM: ASHLEY WHITMORE, DEPUTY CITY CLERK

DATE: JUNE 10, 2014

SUBJECT: GENERAL MUNICIPAL ELECTION

BACKGROUND

A General Municipal Election, consolidated with the Statewide General Election, will be held in the City of Tehachapi on Tuesday, November 4, 2014, for the following Officers: Three (3) members of the City Council, all with full four (4) year terms. Additionally, it is desirable that the General Municipal Election be consolidated with the Statewide General Election to be held on the same date and that within this city, the precincts, polling places, and election officers of the two elections be the same, that the county election department of the County of Kern canvass the returns of the General Municipal Election, and that the election be held in all respects as if there were only one election.

RECOMMENDATION

ADOPT A RESOLUTION CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES; ADOPT A RESOLUTION REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF KERN TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 4, 2014, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO §10403 OF THE ELECTIONS CODE

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEHACHAPI, CALIFORNIA, CALLING FOR AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES

WHEREAS, under the provisions of the laws relating to General Law Cities in the State of California, a General Municipal Election shall be held on November 4, 2014, for the election of Municipal Officers;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF TEHACHAPI, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of the laws of the State of California relating to General Law Cities, there is called and ordered to be held in the City of Tehachapi, California on Tuesday, November 4, 2014 a General Municipal Election for the purpose of electing three (3) Members of the City Council of the City for the full term of four years.

SECTION 2. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 3. That the City Clerk of the City of Tehachapi is authorized, instructed and directed to coordinate with the County of Kern Registrar-Recorder/County Clerk to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 4. That the polls for the election shall be open at seven o'clock a.m. of the day of the election and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls shall be closed, pursuant to Election Code Section 10242, except as provided in Section 14401 of the Elections Code of the State of California.

SECTION 5. That in all particulars not recited in this Resolution, the election shall be held and conducted as provided by law for holding municipal elections.

SECTION 6. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

SECTION 7. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

SECTION 8. That the City Council authorizes the City Clerk to administer said election and all reasonable and actual election expenses shall be paid by the City upon presentation of a properly submitted bill.

PASSED, APPROVED AND ADOPTED THIS 16th day of June, 2014.

AYES: COUNCIL MEMBERS: _____

NOES: COUNCIL MEMBERS: _____

ABSENT: COUNCIL MEMBERS: _____

ABSTAIN: COUNCIL MEMBERS: _____

PHILIP SMITH, Mayor of the
City of Tehachapi, California

ATTEST:

ASHLEY WHITMORE
Deputy City Clerk of the City of Tehachapi

I hereby certify that the foregoing resolution was duly and regularly adopted by
the City Council of the City of Tehachapi at a regular meeting thereof held on
June 16, 2014.

ASHLEY WHITMORE
Deputy City Clerk of the City of Tehachapi

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEHACHAPI, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF KERN TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 4, 2014, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO § 10403 OF THE ELECTIONS CODE

WHEREAS, the City Council of the City of Tehachapi called a General Municipal Election to be held on November 4, 2014, for the purpose of the election of three (3) Members to the City Council, and;

WHEREAS, it is desirable that the General Municipal Election be consolidated with the Statewide General Election to be held on the same date and that within the city the precincts, polling places and election officers of the two elections be the same, that the county election department of the County of Kern canvass the returns of the General Municipal Election, and that the election be held in all respects as if there were only one election;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF TEHACHAPI DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of § 10403 of the Elections Code, the Board of Supervisors of the County of Kern is hereby requested to consent and agree to the consolidation of a General Municipal Election with the Statewide General Election on Tuesday, November 4, 2014, for the purpose of the election of three (3) Members of the City Council.

SECTION 2. That the county election department is authorized to canvass the returns of the General Municipal Election. The election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.

SECTION 3. That the Board of Supervisors is requested to issue instructions to the county election department to take any and all steps necessary for the holding of the consolidated election.

SECTION 4. That the City of Tehachapi recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs.

SECTION 5. That the City Clerk is hereby directed to file a certified copy of this resolution with the Board of Supervisors and the county election department of the County of Kern.

SECTION 6. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Tehachapi at a regular meeting this 16th day of June 2014.

AYES: COUNCIL MEMBERS: _____
NOES: COUNCIL MEMBERS: _____
ABSENT: COUNCIL MEMBERS: _____
ABSTAIN: COUNCIL MEMBERS: _____

PHILIP SMITH, Mayor of the
City of Tehachapi, California

ATTEST:

ASHLEY WHITMORE
Deputy City Clerk of the City of Tehachapi

I hereby certify that the foregoing resolution was duly and regularly adopted by the City Council of the City of Tehachapi at a regular meeting thereof held on June 16, 2014.

ASHLEY WHITMORE
Deputy City Clerk of the City of Tehachapi

Accounts Payable

Checks by Date - Detail By Check Date

User: delphina
 Printed: 6/11/2014 - 10:36 AM



		Check Amount
Check No:	0	Check Date:
Vendor:	0015	211 Praxair Distribution Inc.
49412178		PW/acetylene
		132.35
		<hr/>
		132.35
Check No:	0	Check Date:
Vendor:	0020	American Water Works Association
700816816		Wtr/membership renewal/JCurry
		101.00
		<hr/>
		101.00
Check No:	0	Check Date:
Vendor:	0035	BC Laboratories Inc.
B172529		Swr/samples/influent frm WWTP Headworks/efl
B173113 1		Wtr/samples/Mojave Well/Oakwood/Brentwood
B173113 2		Wtr/samples/Mojave Well/Oakwood/Brentwood
B173299		Swr/samples/influent frm WWTP Headworks/efl
B173330		Wtr/samples/Curry Resv/Mojave-Dennison-Wah
B173721		Wtr/samples/Hayes-Dennison Well-Whalstrom V
B173791		Wtr/samples/Mojave-Dennison Wells
B173792		Wtr/samples/Curry Resu (Blending Site)
B174059		Swr/influent frm WWTP Headworks/effluent frm
B174148		Wtr/samples/East I/West D/Canyon dr/Minton W
B174148 2		Wtr/samples/East I/West D/Canyon dr/Minton W
B174186		Wtr/samples/Dennison & Mojave
B174355		Swr/WWTP Headworks-Clarifier
B174470		Wtr/samples/Curry Resv
B174471		Wtr/samples/Dennison & Mojave
B174543		Wtr/samples/Curry Resv
B174544		Wtr/samples/Dennison & Mojave
B174663		Wtr/samples/Curry Resv
		2,611.00
Check No:	0	Check Date:
Vendor:	0041	Benz Propane Company Inc.
238282037		PW/800 Enterprise Way/A#1228101/delivery
		16.49
		<hr/>
		16.49
Check No:	0	Check Date:
Vendor:	0061	BSK Associates
0070131		Swr/1st Quarter 2014 monitoring
A411576		Swr/freshwater/analysis
A411636		Swr/effluent May/analysis
		4,000.00
		182.00
		150.00
		<hr/>
		4,332.00
Check No:	0	Check Date:
Vendor:	0182	P&J Electric Inc.
4709		Rodeo Grounds/service call/trbl shoot panel
		260.00

4724	Centennial Park Fountain/change out fountain lig	1,393.85
		<hr/>
		1,653.85
Check No:	0 Check Date:	
Vendor:	0218 Jims Supply Company Inc.	
115081	Airport/3 1/2" blk pipe/Aviator Park	182.75
		<hr/>
		182.75
Check No:	0 Check Date:	
Vendor:	0241 Kern Bros. Trucking Inc.	
65738	Strts/k-64 plaster sand	596.25
		<hr/>
		596.25
Check No:	0 Check Date:	
Vendor:	0263 Lebeau Thelen LLP	
13	GG/legal services-extra Ordinary/General Busin	95.00
2	GG/legal services-extra Ordinary/Mojave Tro	2,546.00
20	GG/legal services-extra Ordinary/Broome Famil	1,064.00
32	GG/legal services-extra Ordinary/Pitchess Motio	2,913.18
36	GG/legal services/WalMart CEQA	5,738.00
		<hr/>
		12,356.18
Check No:	0 Check Date:	
Vendor:	0275 Lubrication Engineers Inc.	
249528	Swr/Almaplex industrial lubricant	799.16
		<hr/>
		799.16
Check No:	0 Check Date:	
Vendor:	0300 Mission Linen & Uniform Service	
140137718	PW/mats/twl cntr/disp/hndcl/cov twl post blue	99.10
140139124	PW/mats/twl cntr/disp/hndcl/cov twl post blue	104.52
140140475	PW/mats/twl cntr/disp/hndcl/cov twl post blue	99.10
140140476	PW/dust mops/mats	39.30
140141848	PW/mats/cover fender auto/disp/hndcl	104.52
140141849	PW/dust mop/mats	39.30
140143173	PW/dust mop/mats	39.30
140144573	PW/cover-fender/mats/twl cntr/hndcl/cov twl po	104.52
140144574	Swr/dust mops/mats	39.30
		<hr/>
		668.96
Check No:	0 Check Date:	
Vendor:	0304 Mojave Sanitation	
2326471	Swr/800 Enterprise Way/A#965528800/recycling	132.89
2326985	Swr/800 Enterprise Way/A#975428801/storage c	85.00
2329232	Strts/Valley blv/finance charge	13.28
2330567	PW/gate fee account/trailer	23.37
		<hr/>
		254.54
Check No:	0 Check Date:	
Vendor:	0362 RSI Petroleum Products	
0271529	PW/unleaded & diesel fuel	1,055.61
0271908	PW/unleaded & diesel fuel	1,496.51
0272128	PD/diesel fuel	1,152.52
0272153	PW/unleaded & diesel fuel	853.06
0272598	PW/unleaded & diesel fuel	955.40
0272616	PD/diesel fuel	1,875.06

			Check Amount
			7,388.16
Check No:	0	Check Date:	
Vendor:	0399	Sparkletts	
060114		Swr/bottled water/cooler rental	122.00
			122.00
Check No:	0	Check Date:	
Vendor:	0424	Greater Tehachapi Chamber of Commerce	
7622		GG/May luncheon/3@\$15.00	45.00
			45.00
Check No:	0	Check Date:	
Vendor:	0428	Tehachapi Flower Shop	
9814		GG/Get Well dish garden/COlofson	65.47
9815		GG/Basket w-green plants/DWee	53.70
			119.17
Check No:	0	Check Date:	
Vendor:	0429	Tehachapi Valley Healthcare	
314197 1		PD/physical exam/KKroeger	60.05
314197 2		PD/physical exam-labs/KKroeger	1,249.30
			1,309.35
Check No:	0	Check Date:	
Vendor:	0441	Vulcan Materials Company Western Division	
70345869		Strts/hot asphalt	315.24
70354122		Strts/cold asphalt	256.87
70356541		PW/concrete	627.91
70359454		PW/concrete	656.93
70362480		PW/concrete	823.24
70366134		PW/concrete	849.73
			3,529.92
Check No:	0	Check Date:	
Vendor:	0450	USA Bluebook	
340053		Swr/long handle dipper	116.43
356801		Swr/discharge valve assembly	146.42
			262.85
Check No:	0	Check Date:	
Vendor:	0476	WITTS Everything for the Office	
132575-0		PW/inkcart	41.90
132758-0		Swr/shipping charge	13.40
132767-0		GG/pens/sharpies/lgl pads	43.76
132768-0		GG/compressed gas duster	12.33
132799-0		GG/pens	16.65
132801-0		PD/disc dvd-r 7gb 100pk/duster cleaner	149.71
132832-0		GG/paper	27.48
			305.23
Check No:	0	Check Date:	
Vendor:	0485	McMaster-Carr Supply Company	
86122244		Swr/stereo cord w-connectors	17.81
86595513		Swr/plastic syringe/manual w-taper tip	23.06
			40.87

Check No:	0	Check Date:		
Vendor:	0543	BSE Rents		
19186		PW/stump cutter		114.83
19439		PW/4glln tri-poxy steel sprayer		147.07
				<hr/>
				261.90
Check No:	0	Check Date:		
Vendor:	0567	Microflex		
1460666 1		Swr/safegrip gloves		325.08
1460666 2		Swr/safegrip gloves		325.08
				<hr/>
				650.16
Check No:	0	Check Date:		
Vendor:	0585	Terry J. Warsaw M.D.		
36224C81		PW/physical exam/DMV/JThompson		125.00
				<hr/>
				125.00
Check No:	0	Check Date:		
Vendor:	0620	Mountain Gardens Nursery		
55849		WWTP/plants		268.48
				<hr/>
				268.48
Check No:	0	Check Date:		
Vendor:	0817	Kimball Midwest		
3581979		PW/brass fittings/terminals/mini bulbs		532.26
				<hr/>
				532.26
Check No:	0	Check Date:		
Vendor:	0832	ACWA/JPIA		
0291556 1		Medical/July 2014		73,391.66
0291556 2		Dental/July 2014		8,624.12
0291556 3		Vision/July 2014		1,125.60
0291556 4		Life/AD&D/July 2014		1,402.17
				<hr/>
				84,543.55
Check No:	0	Check Date:		
Vendor:	1032	Jack Davenport Sweeping Services Inc.		
103127		Srts/broom sweeping service 05-2014		8,640.00
				<hr/>
				8,640.00
Check No:	0	Check Date:		
Vendor:	1055	Mercury Graphics		
4479 1		PW/removed old vinyl & applied to vehicles		462.26
4479 2		Wtr/removed old vinyl & applied to vehicles		462.26
4479 3		Swr/removed old vinyl & applied to vehicles		231.12
4482		GG/envelopes		130.08
4483		Wtr/business cards/JCurry		58.70
				<hr/>
				1,344.42
Check No:	0	Check Date:		
Vendor:	1061	USDA Rural Development		
052714 1		Case #04-015-0956000801 Loan No. 03/Interest		1,865.25
052714 2		Case #04-015-0956000801 Loan No. 03/Principa		1,900.00
052714 3		Case #04-015-0956000801 Loan No. 01/Interest		3,388.50
052714 4		Case #04-015-0956000801 Loan No. 01/Principa		3,400.00
				<hr/>
				10,553.75

Check No:	0	Check Date:		
Vendor:	1285	CA Dept of Corrections and Rehabilitation		
1800237988 1		Street Cleaning/Maint-CCI		2,512.32
1800237988 2		PW/CCI-work crew		418.72
1800237988 3		Landscape/CCI-work crew		2,931.04
1800247595 1		Street Cleaning/Maint-CCI		5,015.27
1800247595 2		Landscape/CCI-work crew		879.87
1800247595 3		Swr/CCI-work crew		439.94
1800247595 4		Airport/CCI-work crew		439.94
1800247595 5		Antelope Run/CCI-work crew		439.94
1800247595 6		Museum/repairs/CCI crew		1,583.76
				<hr/>
				14,660.80
Check No:	0	Check Date:		
Vendor:	1286	M&M's Sports Uniforms & Embroidery		
31196		GG/shirts/ladies shirts		118.95
31266		GG/distressed military hats/logo/embro/visor		1,174.28
31300		GG/shirts/embro		58.01
				<hr/>
				1,351.24
Check No:	0	Check Date:		
Vendor:	1313	Certified Laboratories		
1498694 1		Swr/nc-123 plus aerosol		92.94
1498694 2		Swr/nc-123 plus aerosol		92.94
				<hr/>
				185.88
Check No:	0	Check Date:		
Vendor:	1321	Culligan Water Conditioning		
060114		PD/acid rental		29.00
				<hr/>
				29.00
Check No:	0	Check Date:		
Vendor:	1341	Greater Antelope Valley		
1196		CD/event sponsor		1,000.00
				<hr/>
				1,000.00
Check No:	0	Check Date:		
Vendor:	1413	Kern Turf Supply Inc.		
325556		Landscape Maint/2" brass elec master valve		328.95
				<hr/>
				328.95
Check No:	0	Check Date:		
Vendor:	1444	Tehachapi Police Explorers		
052714		Hotdog Festival/assistance@Central Park & Coy		250.00
				<hr/>
				250.00
Check No:	0	Check Date:		
Vendor:	1480	Railroad Management Company		
309204		Swr/PL-license fees/12" sewer line		449.72
				<hr/>
				449.72
Check No:	0	Check Date:		
Vendor:	1505	Benz Construction Services		
2327836		PW/800 Enterprise Way/A#966755300/toilet ren		55.75
2329374		PW/800 Enterprise Way/A#300421000		441.80
				<hr/>
				497.55

Check No:	0	Check Date:		
Vendor:	1759	State Water Resources Control Board		
060514 1		WWTP/contract #11807-550-0/AR #11807-14-2		83,800.14
060514 2		WWTP/contract #11807-550-0/AR #11807-14-2		52,672.19
				<hr/>
				136,472.33
Check No:	0	Check Date:		
Vendor:	1801	HD Supply Waterworks LTD		
C262878		CD/hydrant install		3,376.47
C316782		Cd/4 one lok pvc restr		148.44
C385489		Wtr/insta-tite ips 90		1,091.34
C403290		Wtr/3/4" ang bmv fip		1,438.67
C410266		Wtr/3/4x100' ips pe tubing/1x100' sidr ips pe tub		403.13
C448485		Wtr/adpt mipxitips/brass st 90/ang bmv/insta-tite		3,056.90
				<hr/>
				9,514.95
Check No:	0	Check Date:		
Vendor:	1855	Gemini Group L.L.C.		
114-11962		Wtr/CCR management services		2,558.49
				<hr/>
				2,558.49
Check No:	0	Check Date:		
Vendor:	1947	Tehachapi Lawn and Garden Equipment		
0099		PW/echo air-fule filter set		21.48
1000		PW/oiler cap for husky saw		10.20
1001		Wtr/2 cyc oil/cap for trimmer head		18.87
1002		PW/bar oil		6.44
1003		PW/spindle housing for rider/blades/housing bol		141.91
				<hr/>
				198.90
Check No:	0	Check Date:		
Vendor:	1982	SSD Systems		
359688-S		GG/remote programming/updated alarm codes		29.60
360182-S 1		Swr/remote programming/updated alarm codes r		14.80
360182-S 2		Wtr/remote programming/updated alarm codes r		14.80
360183-S 1		Swr/remote programming/updated alarm codes r		14.80
360183-S 2		Wtr/remote programming/updated alarm codes r		14.80
360184-S 1		Cnstrc/remote programming/added alarm codes 1		14.80
360184-S 2		Airport/remote programming/added alarm codes		14.80
360185-S		Airport/remote programming/added alarm codes		29.60
				<hr/>
				148.00
Check No:	0	Check Date:		
Vendor:	2010	Griffith Company		
R12009-1		Tehachapi Blvd Rehab/Pay # 1		12,973.20
				<hr/>
				12,973.20
Check No:	0	Check Date:		
Vendor:	2200	Argo Chemical		
1405170		Wtr/chlor sol		579.62
1406055		Wtr/chlor sol		746.48
				<hr/>
				1,326.10
Check No:	0	Check Date:		
Vendor:	2218	Hillside Interiors		
634571		PW/one seat		55.00

Check No:	0	Check Date:		55.00
Vendor:	2237	Tehachapi Community Orchestra		
052714		Hotdog Festival Entertainment @ Coy Burnett		500.00
				500.00
Check No:	0	Check Date:		
Vendor:	2478	DataProse Inc.		
DP1401580 1		Refuse/postage		215.54
DP1401580 2		Wtr/postage		538.84
DP1401580 3		Swr/postage		323.30
DP1401580 4		Refuse/printing		130.76
DP1401580 5		Wtr/printing		326.93
DP1401580 6		Swr/printing		196.16
				1,731.53
Check No:	0	Check Date:		
Vendor:	2568	Cooperative Personnel Services		
345181		GG/Tehachapi Classification/Professional fees/tr		10,944.99
				10,944.99
Check No:	0	Check Date:		
Vendor:	2636	HDWBC		
30300		GG/2014 monthly consulting fee		2,000.00
30300 2		GG/billable hours/April 2014		2,660.00
30300 3		GG/emergency billable ours hours/April 2014		380.00
30312		PW/Sony IPELA indoor-outdoor network camer		1,787.50
30315		Airport/diagnosing & testing Airport gate		142.50
30316		Lndscp/labor to install date drop/keystone/cable		132.60
				7,102.60
Check No:	0	Check Date:		
Vendor:	2676	USPS-Hasler		
052814		GG/postage		1,000.00
				1,000.00
Check No:	0	Check Date:		
Vendor:	2707	MailFinance		
H4706506		GG/lease/March 28 2014 to June 27 2014		454.50
				454.50
Check No:	0	Check Date:		
Vendor:	2723	CCI Central Inc.		
20620		GG/sealright 16oz individual bottle		109.05
				109.05
Check No:	0	Check Date:		
Vendor:	2740	Ernest M. Solano MSW PH.D.		
052814		PD/psychological screening exam/Reserve Polic		400.00
052914		PD/psychological screening exam/Chief of Polic		400.00
				800.00
Check No:	0	Check Date:		
Vendor:	2752	Fastenal Company		
CATEH4583		PW/backing pad/cond ld med		86.33
CATEH4743 1		Wtr/glv pr/safety vests/batteries/ptfe tape/solar g		75.81

CATEH4743 2	Swr/glv pr/safety vests/batteries/ptfe tape/solar g	113.70
		<hr/> 275.84
Check No: 0	Check Date:	
Vendor: 2902	Sim Sanitation Inc	
27649	Airport/monthly standard unit & handicap rental	82.00
		<hr/> 82.00
Check No: 0	Check Date:	
Vendor: 2937	Carney's Business Technology	
65511	PD/xerox 6500/toner spill/general cleaning/repla	326.88
		<hr/> 326.88
Check No: 0	Check Date:	
Vendor: 2951	Keyed Up Mobile Lock	
548139	GG/removed file cabinet lock/repared/make twc	74.31
		<hr/> 74.31
Check No: 0	Check Date:	
Vendor: 3005	Hdl Coren & Cone	
0020271	Finance/data sales/2013-14 Non-Residential new	250.00
		<hr/> 250.00
Check No: 0	Check Date:	
Vendor: 3104	Hilltop Publishers Home of The Loop	
14683	GG/b&w ad May 24 2014 Planning Commission	170.00
		<hr/> 170.00
Check No: 0	Check Date:	
Vendor: 3278	Hub Construction Specialties Inc.	
Z03016798	Strts/ada river red brick pabers	1,467.24
		<hr/> 1,467.24
Check No: 0	Check Date:	
Vendor: 3281	Statewide Traffic Safety & Signs Inc.	
2136	Strts/perf anchor/sleeve	223.01
2139	Strts/3" sheeting	63.53
2158 1	Cnstrc/amber led magnetic suction cup	376.25
2158 2	PW/amber led magnetic suction cup	376.25
2173	Strts/pex fg/3" sheeting/hip stop ahead/blank/blc	198.27
7859	Strts/alum rolled edges metri/stop bar	1,104.59
		<hr/> 2,341.90
Check No: 0	Check Date:	
Vendor: 3294	Lewis Barricade	
1309481	Strts/asphalt rake non braced 36"	70.56
		<hr/> 70.56
Check No: 0	Check Date:	
Vendor: 3295	A-C Electric Company	
25137	Strts/labor/material/tech support/trip charge	2,046.50
		<hr/> 2,046.50
Check No: 0	Check Date:	
Vendor: 3312	Detroit Industrial Tool	
503513	Wtr/saw blades	531.59

			531.59
Check No:	0	Check Date:	
Vendor:	3371	Tehachapi POPS Orchestra	
052714		Hotdog Festival/entertainment/Central Park	500.00
			500.00
Check No:	0	Check Date:	
Vendor:	3645	Blueprint Service	
812403		Pinon-Curry/base charge/plotting b&w bond/UP:	21.24
			21.24
Check No:	0	Check Date:	
Vendor:	3674	Secure On-Site Shredding	
2327648		Swr/750 Enterprise Way/A#300421004/shreddin	35.00
			35.00
Check No:	0	Check Date:	
Vendor:	3690	American Builders Supply	
38303		PW/London cobble stone/stamp skins/proline liq	1,053.48
			1,053.48
Check No:	0	Check Date:	
Vendor:	3708	Customized Custodial Services	
COTC0514SS		PD/extra day of service	30.00
COTC0514SS2		PD/initial maintenance/polishing of tile floors@	800.00
COTC0614 1		GG/janitorial service/City Hall	890.00
COTC0614 2		PD/janitorial service/129 E F st	540.00
COTC0614 3		Depot/janitorial service/101 W Teh blv	250.00
COTC0614 4		Airport/janitorial service/Airport lounge & restrc	280.00
COTC0614 5		Airport/janitorial service/100 Commercial Way	140.00
COTC0614 6		Cnstrc/janitorial service/100 Commercial Way	140.00
COTC0614 7		WWTP/janitorial service/Maint. offices	530.00
COTC0614 8		GG/janitorial service/Senior Center	450.00
			4,050.00
Check No:	0	Check Date:	
Vendor:	3711	Alpha Scapes Inc.	
G12004-L-2		PD/landscape imporvements/pay #2	14,716.45
			14,716.45
Check No:	0	Check Date:	
Vendor:	3720	Bob Schetter	
052714		Hotdog Festival/Entertainment-Central Park/BB l	300.00
			300.00
Check No:	0	Check Date:	
Vendor:	3721	Kathleen Bouldin	
052714		Hotdog Festival/Coy Burnett Field	300.00
			300.00
Check No:	0	Check Date:	
Vendor:	3723	Community Clean Sweep	
052914		GG/Glass sponsor	2,000.00
			2,000.00
Check No:	0	Check Date:	

Vendor:	3725	Powerstride Battery Co. Inc.	
82976		PW/antigravity xp-1 micro-start	150.50
			<hr/>
			150.50
Check No:	0	Check Date:	
Vendor:	3726	Open & Shut Enterprises	
50791 1		Swr/hysecurity industrial slide gate operator	7,195.00
50791 2		Wtr/hysecurity industrial slide gate operator	7,195.00
			<hr/>
			14,390.00
			<hr/>
		Date Totals:	393,542.87
			<hr/>
		Report Total:	393,542.87
			<hr/>
			<hr/>

Accounts Payable

Checks by Date - Detail By Check Date

User: delphina
 Printed: 5/29/2014 - 9:24 AM



			Check Amount
Check No:	40400	Check Date: 05/29/2014	
Vendor:	0372	Southern California Edison	
1		Strts/800 S Curry st # A	44.17
11		Constrc/101 Commercial Way	57.10
12		Airport/101 Commercial Way	57.10
13		City Clerk/104 S Robinson st/Records	33.56
14		GG/311 E D st	70.85
15		GG/200 W Tehachapi blv	26.96
16		PD/220 W C	946.92
17		City Parks/114 S Green	114.16
18		Strts/213 S Curry st A	19.45
19		Strts/113 S Mojave st	134.19
2		PW/800 Enterprise	101.72
20		LLD Clearview/318 E E st	81.77
21		Landscape/329 1/2 D st	82.47
22		Airport/314 N Hayes st	127.88
23		Airport/9999 1/2 Hayes st	88.40
24		Airport/316 S Mojave st	45.40
25		Airport/314 N Hayes st PAPI	86.88
26		Airport/409 Bryan ct	167.40
27		Airport/West end Teh Airport	34.85
28		Airport/314 N Hayes st #B	320.89
29		Airport/NE cor Teh Airport	30.77
3		PW/800 Enterprise Shop	203.92
30		Airport/314 N Hayes st #G3	38.67
31		Airport/Dennison S/O Hwy 58	135.57
32		Airport/314 N Hayes st	118.97
4		Swr/800 Enterprise	374.14
5		GG/115 S Robinson st	894.91
6		PD/129 E F st	936.51
7		GG/303 E D St	36.07
8		Airport/100 Commercial Way	90.90
9		Constrc/100 Commercial Way	90.90
			5,593.45
Check No:	40401	Check Date: 05/29/2014	
Vendor:	1070	Kern County Environmental Health Division	
05272014		HotDog Fest\Health Permit App Fees	375.00
			375.00
Check No:	40402	Check Date: 05/29/2014	
Vendor:	1822	Ed Grimes	
05212014		Council\Mileage reimb Ridgecrest & LV	375.20
			375.20
Check No:	40403	Check Date: 05/29/2014	
Vendor:	2790	Scott L. Ketcham	

05272014-4	PD\Field Ofc Train Update-Meals reimb	145.00
		<hr/>
		145.00
Check No:	40404 Check Date: 05/29/2014	
Vendor:	2805 Stacy Arebalo	
05272014-3	PD\Field Ofc Train Update-Meals reimb	145.00
		<hr/>
		145.00
Check No:	40405 Check Date: 05/29/2014	
Vendor:	2963 AT&T	
5369968	GG\City Hall	483.17
5381635	PD/T1 line	305.79
5392692	PD\Subscriber Access Line	178.97
		<hr/>
		967.93
Check No:	40406 Check Date: 05/29/2014	
Vendor:	3011 Verizon Wireless	
9725216163-1	GG\Mobile Broadband	38.01
9725216163-2	Fin\Mobile Broadband	29.65
9725216163-3	Wtr\Mobile Broadband	15.01
9725216163-4	Swr\Mobile Broadband	15.01
9725425450-1	GG\Mobile Broadband	38.01
9725425450-2	Air\Mobile Broadband	38.01
9725425450-3	GG\Mobile Broadband	38.01
9725425450-4	Air\Mobile Broadband	29.65
9725425450-5	PW\Mobile Broadband	29.65
9725425450-6	GG\Mobile Broadband	29.65
9725425450-7	CD\Mobile Broadband	38.01
9725425450-8	Wtr\Mobile Broadband	20.01
9725425450-9	Swr\Mobile Broadband	20.01
		<hr/>
		378.69
Check No:	40407 Check Date: 05/29/2014	
Vendor:	3019 Orange County Sheriff's Department	
05272014-1	PD\Stacy Arebalo-Field Ofc Train Registr	55.00
05272014-2	PD\Scott Ketcham-Field Ofc Train Registr	55.00
		<hr/>
		110.00
Check No:	40408 Check Date: 05/29/2014	
Vendor:	3440 Dennis S. Artzer	
05272014	Wtr\Reimb-Safety shoe annual allowance	200.00
		<hr/>
		200.00
Check No:	40409 Check Date: 05/29/2014	
Vendor:	3508 John H. Schlosser	
02202014	GG\Reimb-ASCE Lunch Mtg	20.00
03192014	GG\Reimb-Toll fee ALUCP Conf	5.00
04172014	GG\Reimb-APWA Lunch mtg w/Ryan M	40.00
		<hr/>
		65.00
Check No:	40410 Check Date: 05/29/2014	
Vendor:	3722 Alan McCaa	
05272014	GranFondo\Refund for duplicate registration	120.00
		<hr/>
		120.00
		<hr/>
	Date Totals:	8,475.27

Report Total:

8,475.27

Accounts Payable

Checks by Date - Detail By Check Date

User: delphina
 Printed: 6/5/2014 - 9:10 AM



CITY OF
TEHACHAPI
 CALIFORNIA

			Check Amount
Check No:	40482	Check Date: 06/05/2014	
Vendor:	0372	Southern California Edison	
1		GG/1125 Capital Hills	27.17
10		Strts/103 Teh blv	81.43
11		Strts/101 E Teh blv #B	178.65
12		Strts/110 S Mill st	123.83
13		Strts/209 1/2 E Teh blv	27.72
14		Strts/333 1/2 E Teh	158.66
2		GG/111 W I st	55.45
3		GG/109 E Teh blv	194.12
4		CD/119 Industrial Pkwy	41.27
5		Traffic Signal/801 Mountain View av	54.16
6		Swr/880 Enterprise	967.79
7		Strts/Curry/D st	17.49
8		Wtr/358 E D st	2,156.80
9		Strts/Teh bl W/O Green	17.49
			4,102.03
Check No:	40483	Check Date: 06/05/2014	
Vendor:	2963	AT&T	
052214		PD/monthly service/additions & changes to servi	1,840.13
			1,840.13
Check No:	40484	Check Date: 06/05/2014	
Vendor:	3011	Verizon Wireless	
9725525289 1		Wtr/mobile broadband	15.01
9725525289 2		Swr/mobile broadband	15.01
			30.02
Check No:	40485	Check Date: 06/05/2014	
Vendor:	3054	Department of Transportation	
060114		Airport/Outdoor Advertising Business License fe	250.00
			250.00
Check No:	40486	Check Date: 06/05/2014	
Vendor:	3458	Lions Gate Hotel & Conference Center	
052914			479.60
			479.60
Check No:	40487	Check Date: 06/05/2014	
Vendor:	3459	Sacramento Regional Public Safety	
052914		PD/School Resource Officer Registration/ZSt. Jc	118.00
			118.00
Check No:	40488	Check Date: 06/05/2014	
Vendor:	3577	EPIC Aviation LLC	
6580969		Airport/AV gas 100LL	23,008.85

Check No:	40489	Check Date:	06/05/2014		23,008.85
Vendor:	3724	Zachary St. John			
052914 1		PD/lodging/SRO training/ZSt.John			290.00
052914 2		PD/mileage allowance/SRO training/ZSt.John			362.98
					<hr/>
					652.98
					<hr/>
			Date Totals:		30,481.61
					<hr/>
			Report Total:		30,481.61
					<hr/>
					<hr/>

CITY OF TEHACHAPI
 TREASURER'S REPORT
 FY 2013-14

MONTH END BANK STATEMENT BALANCE

			12/31/2013	1/31/2014	2/28/2014	3/31/2014	4/30/2014	5/31/2014
BANK ACCOUNTS								
General Checking	Bank of the Sierra	21002-06457	781,210.25	537,954.17	256,058.01	1,040,774.41	936,260.25	810,882.45
Water Deposit Trust	Bank of the Sierra	21002-08503	106,341.00	108,871.00	115,083.47	107,421.00	111,061.00	114,071.00
AD 83-1/87-1, Tucker	Bank of the Sierra	21004-80193	87,621.34	87,623.53	87,625.70	87,627.72	87,629.88	87,632.18
AD 89-3	Bank of the Sierra	21002-81054	828.82	828.82	828.82	828.82	828.82	828.82
RDA Checking	Bank of the Sierra	21002-18650	22,079.41	22,079.41	22,079.41	22,079.41	22,079.41	22,079.41
Payroll	Bank of the West	709-031215	53,804.13	46,614.71	47,320.42	47,145.57	46,294.05	46,131.35
AFLAC Flex Spending	Bank of the West	709-039747	15,500.99	15,818.29	14,243.86	13,553.50	15,341.63	15,757.05
Airport key Deposit/Cr Card Purch	Bank of the West	709-029821	35,221.49	75,904.18	110,410.13	34,552.47	76,555.98	36,288.86
Ashdown Water Escrow	Bank of the West	CD 709-000-855969	107,434.61	107,434.61	107,434.61	107,434.61	107,434.61	107,434.61
1994/2004 Refunding Bond	Bank of New York	870513-870517	0.00	0.00	0.00	0.00	53,490.63	0.00
CFD 90-1	Union Bank	67170669300-308	0.00	0.00	0.00	0.00	0.00	0.00
RDA 2007	Bank of New York	870951/52/53/54	226,042.90	226,042.90	226,042.90	226,042.90	436,469.15	226,042.90
RDA 2005	Bank of New York	870711-16	195,720.53	195,720.53	195,720.53	195,720.53	378,843.03	195,720.53
LAIF	State of California	98-15-914	11,350,955.23	12,858,914.56	12,858,914.56	11,048,914.56	10,755,949.96	11,755,949.96
Total Funds in Banks			12,982,760.70	14,283,806.71	14,041,762.42	12,932,095.50	13,028,238.40	13,418,819.12

INVESTMENTS

CSJVRMA Investment Pool	Chandler Asset Mgt	1113	2,016,239.00	2,025,852.00	2,029,266.00	2,023,753.00	2,029,011.00	2,036,288.00
Various Money Market Funds	Morgan Stanley (2)	117-067378-235	184,888.41	185,126.94	185,365.32	185,580.83	186,548.66	186,779.52
Govt. Securities-Fed Farm Cr Bk	Morgan Stanley (2)	117-067378-235	0.00	0.00	0.00	0.00	0.00	0.00
Govt. Securities-Fed Home Ln Bk	Morgan Stanley (2)	117-067378-235	0.00	0.00	0.00	0.00	0.00	0.00
Various Certificates of Deposit	Morgan Stanley (2)	117-067378-235	135,005.10	135,005.10	135,005.10	135,005.10	135,005.10	135,005.10
Federal Hm Ln Bank/Fannie Mae	BNY-Custodian (3)	8870586	0.00	0.00	0.00	0.00	0.00	0.00
Total Investments			2,906,880.94	2,916,732.47	2,920,384.85	2,915,087.36	2,921,313.19	2,928,821.05
TOTAL PORTFOLIO			15,889,641.64	17,200,539.18	16,962,147.27	15,847,182.86	15,949,551.59	16,347,640.17

* Loaned to Wtr/Swr to pay-off COP2000

COUNCIL REPORTS

MEETING DATE: June 16, 2014 AGENDA SECTION: COMMUNITY DEVELOPMENT

TO: HONORABLE MAYOR SMITH AND COUNCIL MEMBERS

FROM: DAVID A. JAMES, COMMUNITY DEVELOPMENT DIRECTOR

DATE: June 10, 2014

SUBJECT: CONSULTANT AGREEMENT BETWEEN CITY OF TEHACHAPI AND LISA WISE CONSULTING, INC.

BACKGROUND

As the City Council will recall, the General Plan was update on April 16, 2012. With the adoption of the General Plan there are a number of subsequent General Plan Implementation steps that must also occur over time. One such major implementation effort is the task of bringing the Zoning Code into conformance with the General Plan as required by State Law. As the Council is aware the City has contracted with Lisa Wise Consulting, Inc., towards updating the Zoning Code in order to create internal consistency between the Zoning Code and the General Plan. The first phase of the Zoning Code update is anticipated to be completed and adopted by the City Council this summer. In this regard significant progress on the Zoning Code Update has been made since the General Plans adoption.

PROPOSAL

While going through the Zoning Code Update it has become apparent that circumstances will occur over the course of the next 2 to 3 years in which we (the City) will need to bring Lisa Wise Consulting, Inc. on board to assist us on an as need basis for General Plan related purposes. To achieve this end, staff has attached a proposal from Lisa Wise Consulting, Inc. and enclosed herein as Attachment A and a blind copy as a standard City of Tehachapi Consulting Agreement enclosed herein as Attachment B.

The proposal provides a rather extensive list of probable activity and services that Lisa Wise Consulting, Inc. would provide an on as needed or on call basis much like the arrangement we have with AECOM Engineering. The City also had a similar arrangement with Siefel Consulting, Inc. prior to the dissolution of the Redevelopment Agency.

The benefit to this blanket arrangement, if you will, is that staff can tap Lisa Wise Consulting on an as needed basis for a wide range of General Plan implementation efforts without having to process a new consultant agreement for each activity or circumstance in which staff needs their assistance. This arrangement will make the process much more efficient.

FISCAL IMPACT

Due to the fact that the proposal is for on call services the extent of which cannot be predicted and as such impractical to put an estimated annual cost at this time. Additionally, some efforts might be property

owner/applicant initiated in which case the cost of services rendered would be the responsibility of the applicant which would have no fiscal implications for the City.

RECOMMENDATION

Staff recommends that the City Council approve the consultant agreement between the City of Tehachapi and Lisa Wise Consulting, Inc. to provide on call services for tasks consistent with Exhibit "A" (Description of Services).

AGREEMENT

THIS AGREEMENT (the "Agreement") made this _____ day of _____, 2014, by and between the CITY OF TEHACHAPI ("City") and LISA WISE CONSULTING, INC., a California Corporation ("Consultant"),

WITNESSETH:

WHEREAS, City wishes to hire Consultant to provide General Plan and Zoning related advisory services as needed, from time to time, and as more particularly described in Exhibit "A" attached hereto and by reference made part hereof (the "Services") under the terms and conditions described hereinafter and Consultant is agreeable thereto.

NOW, THEREFORE, in consideration of the mutual covenants and conditions set forth hereinafter, the parties agree as follows:

1. The parties incorporate the foregoing recitals as if fully set forth herein verbatim.

2. City hereby hires Consultant to perform the Services under the terms and conditions described hereinafter. City shall notify Consultant in writing each time City desires for one or more of the Services to be performed and the written notice from City shall constitute an amendment to this Agreement setting forth any additional terms and conditions of the Services to be performed.

3. Consultant shall provide the Services on a time and materials basis using the billing rates described in Exhibit "B" attached hereto and by this reference made a part hereof (the "Charges"). The Charges shall be calculated based on the number of hours expended and the billing rate or rates for the names of the employees performing the Services described in Exhibit "B" attached hereto and by this reference made a part hereof. City shall pay Consultant based on invoices submitted by Consultant no more often than monthly. The invoices shall contain a description of Services performed during the period referred to in the invoice, the names of the employees performing the Services, and the number of hours expended, provided, however, that no such invoice shall include Charges for Services not yet performed. Each invoice shall contain such other information and documentation as City may reasonably require from time to time. City Manager or his designated representative shall have the right of reasonable review of each invoice and, at the conclusion of the review, City Manager shall place the matter on the agenda for the next available City Council meeting for consideration by the City Council. Upon approval of each such invoice by the City Council, same shall be paid in the regular cycle of payments made by City for other bills and claims.

(a) In addition to the monthly charges described above, City agrees to pay certain costs that may be incurred by Consultant (the "Costs") as hereinafter described:

(1) A 2% overhead charge to added to each invoice to cover a portion of reimbursable expenses including phone charges, in-house copying/printing, delivery charges and miscellaneous other charges under \$25.00 in a given month;

(2) Photocopying/report reproduction charges with a combined total exceeding \$25.00 per month billed at 10 cents per black and white single-sided letter page (20 cents for ledger-sized page) and \$1.00 per color single-sided letter page (\$2.00 for ledger-sized page), except for bulk reproduction of reports, which is charged on a direct reimbursable basis;

(3) Delivery service charges exceeding \$25.00 per month at cost; and

(4) Travel costs for automobile use billed based on the Internal Revenue Service Optional Standard Mileage Rate (other travel and perdiem expenses, including air fare, automobile rental, and hotel to be charged at actual costs provided authorized in advance by the City Manager).

All Costs billed in any invoice shall be itemized and describe how the Cost was incurred and include copies of receipts where applicable. City shall have the right of reasonable review and approval of the costs.

4. Either party may terminate this Agreement at any time by giving the other party ten days prior written notice, provided that in such event Consultant shall be entitled to payment for those services rendered through the date of termination, provided satisfactory to City.

5. Consultant shall indemnify, defend and hold harmless City, its officers, Councilpersons, employees and agents from any and all claims, liabilities, expenses, and damages, including attorney's fees, to the extent arising out of or in any way connected with any negligent act or omission or any willful misconduct by or on behalf of Consultant. Notwithstanding the foregoing, to the extent that City provides Consultant with information, records, or other documents necessary or convenient for Consultant to complete the Services, Consultant may rely on the accuracy and completeness of same (except as otherwise advised by City in writing) and Consultant shall have no liability for same to the extent that they are incomplete or inaccurate.

6. Without limiting Consultant's obligations under Paragraph 5 of this Agreement, Consultant shall obtain and maintain during the life of this Agreement:

(a) Comprehensive general liability insurance coverage, including premises – operations, products/completed operations, broad form property damage and blanket contractual liability, in an amount not less than \$1 million per occurrence and automobile liability for owned, hired, and non-owned vehicles;

(b) Professional/negligent acts, errors and omissions insurance satisfactory to the City Attorney in an amount not less than \$100,000.00; and

(c) Such workers compensation insurance as required by statute.

Consultant shall provide City with appropriate certificates of insurance and endorsements for the comprehensive general liability insurance coverage in which City, its officers, Councilpersons, employees, and agents shall be named as additional insureds and shall specifically designate all such insurance as “primary,” and providing further that same shall not be terminated nor coverage reduced without thirty days prior written notice to City.

7. Consultant shall not assign its interest herein or any part thereof and any attempted assignment shall be void. All documents, reports, information, data, exhibits, maps, tables, charts, and all other matters generated by Consultant shall be the property of City and shall be delivered to City upon demand without additional costs or expense to City.

8. All notices required to be given under this Agreement or by law shall be in writing and shall be deemed received by the party to whom directed if personally served or when faxed or when sent by electronic mail ("Email") or when deposited in the United States mail, postage prepaid, first class, addressed as follows: It to City, City Manager, 115 South Robinson Street, Tehachapi, California 93561, Fax (661) 822-8559, Email - ggarrett@tehachapicityhall.com or if to Consultant, Lisa Wise Consulting, Inc., 983 Osos Street, San Luis Obispo, California 94111, Fax – (805) 595-1978, Email – lisa@lisawiseconsulting.com. Any party may change its address or fax number by giving notice to the other party in the manner herein described.

9. Time is of the essence with regard to each covenant, condition, and provision of this Agreement.

10. This Agreement shall be governed by and construed in accordance with the laws of the State of California.

11. This Agreement constitutes the entire Agreement between the parties with regard to the subject matter herein and supersedes all prior oral and written agreements and understandings between the parties with respect thereto.

12. This Agreement may not be altered, amended, or modified except by a writing executed by duly authorized representatives of all parties.

13. In the event any action or proceeding is instituted arising out of or relating to this Agreement, the prevailing party shall be entitled to its reasonable attorneys' fees and actual costs.

14. This Agreement may be executed in counterparts and the respective signature pages for each party may thereafter be attached with the body of this Agreement to constitute one integrated Agreement which is as fully effective and binding as if the entire document had been signed at one time.

15. Notwithstanding any provision to the contrary, this Agreement shall not become effective and shall not be binding as to any party until all of the parties have executed this Agreement.

16. Waiver by a party of any provision of this Agreement shall not be considered a continuing waiver or a waiver of any other provision, including the time for performance of any such provision.

17. This Agreement shall be binding upon and shall inure to the benefit of the parties hereto, and their respective heirs, successors, and assigns.

18. If any term, provision, covenant or condition of this Agreement is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remainder of the provisions shall remain in full force and effect and not be affected, impaired, or invalidated thereby.

19. City and Consultant each acknowledge that each party and their respective legal counsel have reviewed this Agreement and agree that this Agreement is the product of negotiations between the parties. This Agreement shall be interpreted without reference to the rule of interpretation of documents that uncertainties or ambiguities therein shall be determined against the party so drafting the Agreement.

///

///

IN WITNESS WHEREOF, the parties have executed this Agreement on the date first hereinabove written.

PHIL SMITH, Mayor of the City of
Tehachapi, California, "**City**"

LISA WISE CONSULTING, INC., a California
Corporation, "**Consultant**"

By: _____
LISA WISE, President

EXHIBIT "A"

[Description of Services]

Proposed Work Program

Lisa Wise Consulting, Inc. (LWC) understands that the City seeks a qualified team of professional planners and sub consultants who will be engaged on an as needed basis. The consultants will bring expertise in strategic, technical, and procedural aspects of the advanced planning functions. The aforementioned functions are associated with the implementation of the General Plan adopted by the City Council on April 16, 2012. The work program may include, but is not limited to the following services:

General Plan Implementation Services.

- Assist with General Plan Amendments in terms of General Plan textural and land use modifications either initiated by City staff or by property owner/applicant(s).
- Assist with General Plan refinements such as the development of Master Plan and/or Specific Plan documents associated with specific properties, as projects initiated by staff or property owner/applicant(s).
- Develop future phases of the consistency zone code update over specific areas within the General Plan boundary as directed by staff.
- Consistency zoning code refinements as staff deems necessary.
- Modify and/or adjust the transect zone boundaries over specific areas of the General Plan as directed by staff.
- Prepare or assist in the preparation of environmental documents as necessary, to comply with the California Environmental Quality Act (CEQA) in association with any and all of the above referenced activity.

Work Products and schedule of completion.

LWC will work closely with City staff on an as needed basis and will provide spoken and written advisory correspondence and electronic files, as needed, to perform requested services.

Overview of Compensation

Given the advisory nature of this assignment, no definitive budget can be assigned to each task at this time. LWC will bill the City on a time and materials basis up to a maximum of \$30,000 unless otherwise approved by the City Manager. Billing rates are attached in Exhibit B.

Assigned Staff and Bios

Lisa Wise Consulting, Inc.

Lisa Wise, President - Ms. Wise has 20 years of professional experience in land use planning, accounting, and finance. Lisa has focused on comprehensive planning, zoning ordinances, and economics and has managed complex projects throughout California. Recent projects include: (1) development code updates for the City of Tehachapi, City of Livermore, City of Flagstaff, and Marin and Santa Barbara Counties; (2) Benicia Specific Plan and Code; (3) a Specific Plan for Downtown Soledad; (4) Corridor Plan for the City of Merced; and (5) over a dozen housing elements and inclusionary and employee housing studies. Lisa has also managed financial feasibility studies for Port San Luis, Port of Long Beach, City of Morro Bay, and the City of Hayward.

Henry Pontarelli, Vice President - Henry Pontarelli brings over 18 years of business management experience to the firm. At LWC, Henry focuses on project management, keeping projects on budget and assuring timelines are met as well as economic analysis and strategic planning. Henry was the Project Director for the Morro Bay/Port San Luis Commercial Fisheries Business Plan and the Port of San Diego Revitalization, a 2 year, State-sponsored project aimed at revitalizing the working waterfront in San Diego as well as a Land Use Plan for the Port of Los Angeles, Community Sustainability Plans for the Cities of Monterey and Morro Bay, and a Strategic Business Plan for San Mateo County Harbor District.

Menka Sethi, Senior Associate - Menka Sethi brings over 10 years of real estate investment experience to the firm. Menka managed mixed-use real estate development projects in New York City for the Greater Jamaica Development Corporation, an economic development corporation, SummerHill Homes, and Hauser Architects, a private development firm. Projects ranged in scale from \$5 million to \$100 million, involved complex entitlement processes, and in certain cases involved use of tax credit equity funding sources. Most recently she managed the \$230 million leased commercial real estate portfolio for U.S. General Services Administration, landlord of the federal government. Over the course of her career, Menka has accumulated extensive skills in the areas of real estate finance, which she puts to use in both the professional and academic settings as an investor and professor. She is a licensed architect and holds a Masters of Business Administration degree from Columbia University.

Brian Harrington, Associate - Brian brings a wealth of diverse planning experience to LWC, having previously worked as an architectural and planning associate for Mills College in Oakland, CA, in the campus architecture, facilities, and operations department. Brian assisted the College with a major capital construction campaign, managed watershed restoration, tenant improvements, and ADA accessibility projects. At LWC, his focus is working with communities to develop long range planning and visioning strategies that are both economically viable and sensitive to the environment. He has played a key role in the development of the Morro Bay Community Sustainability Plan and the Richmond South Shoreline Specific Plan.

David Pierucci, Associate - David is a graduate of the UC Irvine School of Law and a first year graduate student in Cal Poly's City and Regional Planning program. After working in elder and municipal law, often times dealing with senior citizens forced from their homes due to lack of affordability, services and transportation, David became committed to a career in urban planning and design. At LWC, David focuses on planning and economic market analysis. He is currently developing land use and policy strategies on the Ashland - Cherryland Business District Specific Plan and the Menlo Park Ballot Initiative Analysis.

Kathryn Slama, Associate - Kathryn is engaged throughout the planning process, from visioning, research and assessment of current policy to the development of compliant zoning codes and document streamlining. Her project experience at LWC includes: (1) technical code projects for the Cities of Calipatria, Tehachapi, and Malibu; (2) Housing Element updates and policy implementation for the cities of Arroyo Grande, Atascadero, Benicia, Richmond, and Tehachapi; (3) environmental review for Santa Barbara Area Council of Governments Regional Transportation Plan and Sustainable Communities Strategy; and (4) long-range planning projects for San Luis Obispo Council of Governments and the communities of Oceano and San Luis Obispo.

EXHIBIT "B"

[Personnel and Hourly Rates]

2014 Hourly Rates (Time)

Principal	\$195
Senior Associate	\$147
Associate	\$104
Administrative Support	\$69



COUNCIL REPORTS

APPROVED
DEPARTMENT HEAD: <i>[Signature]</i>
CITY MANAGER: <i>[Signature]</i>

MEETING DATE: JUNE 16, 2014 AGENDA SECTION: CITY ENGINEER

TO: HONORABLE MAYOR SMITH AND COUNCIL MEMBERS

FROM: JOHN (JAY) SCHLOSSER, P.E., CITY ENGINEER

DATE: JUNE 12, 2014

SUBJECT: CURRY & "C" STREET STRIPING PROJECT

BACKGROUND:

As Council is aware, the Tehachapi Police Department has moved into their new building on "C" Street. Staff believes it is necessary to improve the striping at the intersection of Curry Street and "C" Street to accommodate the increased traffic flow in the area. The City solicited bids from 3 qualified contractors for this minor striping and signage project. Staff received two bids for this project on June 11, 2014. The results of the bids are listed in the table below:

Contractor Name	Bid Amount
Sterndahl Enterprises Inc	\$5,000.00
Super Seal & Stripe	\$6,657.70

FISCAL IMPACT:

The project is considered an extension of the Tehachapi Police Department project and is covered under that project budget.

RECOMMENDATION:

AWARD THE CURRY & "C" STREET STRIPING PROJECT TO STERND AHL ENTERPRISES IN THE AMOUNT OF \$5,000.00 AND AUTHORIZE THE CITY MANAGER TO APPROVE ANY NECESSARY CHANGE ORDERS UP TO A MAXIMUM OF 10% OF THE ORIGINAL CONTRACT (OR \$500).

Office Memorandum: CITY OF TEHACHAPI

TO: City Council, City Council

FROM: Thomas F. Schroeter, City Attorney

SUBJECT: TMC Chapter 9.20

DATE: June 11, 2014

1. Summary.

In 2010, the City Council adopted Ordinance No. 703 which, added Chapter 9.20 to the Tehachapi Municipal Code. The ordinance prohibited sex offenders from loitering within 300 feet of any public or private school, park, school bus stop, children's facility, or child daycare center. On April 30, 2014, the City received a letter from California Reform Sex Offender Laws (CRSOL) advising the City of the case of *People v. Nguyen* (2014) 222 CA4th 1168 and a similar unpublished decision by the Fourth Appellate District (Orange County). The case determined that Orange County and City of Irvine ordinances restricting movements of sex offenders and similar to Tehachapi's were preempted by state law and were unenforceable. In its analysis, the court reviewed all state legislation impacting sex offenders and determined that it was the state's intent to "occupy" the field which means that no local ordinances may be adopted to provide further restrictions on sex offenders. The CRSOL letter threatened to sue the City if it did not repeal its ordinance.

2. Alternatives.

In my opinion, a court would determine Tehachapi's ordinance to be preempted by state law. If Tehachapi waits to be sued by the CRSOL, the City will likely lose the litigation and be required to pay the CRSOL's legal fees and costs. In addition, the City would have incurred its own legal fees. Alternatively, the City can repeal its ordinance and avoid the litigation and the expense of its defense. According to Chief Kermode, no one has ever been cited under the City's ordinance. Additionally, Penal Code Section 653b (prohibiting sex offenders from being in any public place near where children attend or congregate), provides essentially the same restriction that the City's ordinance provides and so repeal of this ordinance would not allow registered sex offenders to loiter near the places described in the City's ordinance.

3. Recommendation.

I would recommend that the City Council repeal Ordinance 703 and Chapter 9.20 of its Municipal Code. To commence that process, you would introduce the ordinance attached as Exhibit "A." A public hearing and a vote on adopting the ordinance would be held at the next regularly scheduled meeting.

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
TEHACHAPI REPEALING IN ITS ENTIRETY ORDINANCE NO. 10-
01-703 AND TEHACHAPI MUNICIPAL CODE CHAPTER 9.20
RELATING TO RESTRICTIONS FOR REGISTERED SEX
OFFENDERS**

WHEREAS, the City Council of the City of Tehachapi (the "City Council") adopted Ordinance No. 703 in 2010 to provide residency restrictions for registered sex offenders consistent with and in accord with California Penal Code Section 3003.5 (the "City Ordinance"); and

WHEREAS, on January 10, 2014, the Court of Appeal for the Fourth Appellate District for the State of California issued its published opinion of People v. Nguyen (the "Nguyen Decision") in which the court determined that similar ordinances adopted by the City of Irvine and Orange County were unenforceable because of state law preemption wherein the legislature had enacted a comprehensive statutory scheme regulating the daily life of sex offenders to reduce the risk of an offender committing a new offense; and

WHEREAS, on April 23, 2014, the California Supreme Court denied review of the Nguyen Decision which made it final and applicable throughout the State of

California; and

WHEREAS, the City of Tehachapi (the "City") has been threatened with suit by California Reformed Sex Offender Laws (the "Threatened Suit") if the City does not repeal the City Ordinance; and

WHEREAS, the City Council has been advised by its City Attorney that the Nguyen Decision is applicable to the City Ordinance and that the City Ordinance would more likely than not be deemed unenforceable for the same reasons as in the Nguyen Decision; and

WHEREAS, the City Council finds and determines that it would be a wasteful expenditure of City resources to defend the Threatened Suit, that state law provides substantially all of the protections for the City's residents against registered sex offenders as the City Ordinance, and that the City Council wishes to repeal the City Ordinance.

THE CITY COUNCIL OF THE CITY OF TEHACHAPI DOES ORDAIN
AS FOLLOWS:

Section 1. Incorporation.

The foregoing recitals and findings are true and correct.

Section 2. Repealer.

Ordinance No. 10-01-703 and Tehachapi Municipal Code Chapter 9.20 are hereby repealed in their entirety.

Section 3. Effective Date.

This Ordinance shall take effect 30 days after the date of its passage and

within 15 days of its passage shall be published in the Tehachapi News, a newspaper of general circulation, printed and published in the City of Tehachapi.

INTRODUCED at a regular meeting of the City Council of the City of Tehachapi on the _____ day of _____, 2014.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Tehachapi on the _____ day of _____, 2014, by the following votes:

AYES: Councilpersons _____

NOES: Councilpersons _____

ABSTAIN: Councilpersons _____

ABSENT: Councilpersons _____

PHILIP A. SMITH, Mayor of
the City of Tehachapi, California

ATTEST:

DENISE JONES, CMC, City Clerk
of the City of Tehachapi, California

Published: _____

CODES AND STANDARDS DISTRICT OFFICES
 (Registration and Titling Only)

Location	Phone Number
Mobile Office Program	
1530 Hilton Head Road, Suite 107 El Cajon, CA 92019-4655 Street Map *	(619) 441-2326
2986 Bechelli Lane, Suite 201 Redding, CA 96002-1903 Street Map *	(530) 224-4815
3737 Main Street, Suite 400 Riverside, CA 92501-3337 Street Map *	(951) 782-4431
9342 Tech Center Drive, Suite 550 Sacramento, CA 95826-2581 Street Map *	(916) 255-2532
3220 South Higuera, Room 103 B San Luis Obispo, CA 93401-6982 Street Map *	(805) 549-3373
2000 East Fourth Street, Suite 304 Santa Ana, CA 92705-3949 Street Map *	(714) 558-4974
20201 Sherman Way, Suite 106 Winnetka, CA 91306-3297 Street Map *	(818) 717-5267

* The maps to our offices listed above are provided by "Yahoo! Maps." The products and services advertised are not promoted or endorsed by the Department of Housing and Community Development