

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, April 6, 2015 – 6:00 P.M.**

NOTE: Sm, Gr, Wi, Ni and Wa are abbreviations for Council Members Smith, Grimes, Wiggins, Nixon and Wahlstrom, 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 Wiggins at 6:00 p.m.</p> <p><u>ROLL CALL</u></p> <p>Roll call by Deputy City Clerk Ashley Whitmore</p> <p>Present: Mayor Wiggins, Mayor Pro-Tem Nixon, Councilmembers Grimes, and Wahlstrom</p> <p>Absent: Councilmember Smith</p> <p><u>INVOCATION</u></p> <p>By Barry Galloway, Pastor Mountain Vineyard Church</p> <p><u>PLEDGE TO THE FLAG</u></p> <p>Led by Councilmember Nixon</p> <p><u>CONSENT AGENDA</u></p> <p>Approved consent agenda</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. Liz Fox, City resident, regarding recent events and safety in the Arabian Estates. 2. Mayor to present a Proclamation for DMV/Donate Life California Month 	<p>Approved Consent Agenda Gr/Ni Motion Carried Ab: Sm</p>
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CITY CLERK REPORTS

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

All Ord. Read By Title Only
 Gr/Ni Motion Carried
 Ab: Sm

*4. Minutes for the Tehachapi City Council, Tehachapi Redevelopment Successor Agency, Tehachapi Public Financing Authority, and the Tehachapi City Financing Corporation regular meeting on March 15, 2015 - **APPROVED AND FILED.**

Approved & Filed
 Gr/Ni Motion Carried
 Ab: Sm

*5. Destruction of Records – **ADOPTED RESOLUTION NO. 16-15 AUTHORIZING THE DESTRUCTION OF CERTAIN CITY RECORDS**

Adopted Resolution No. 16-15
 Authorizing The Destruction Of
 Certain City Records
 Gr/Ni Motion Carried
 Ab: Sm

FINANCE DIRECTOR REPORTS

*6. Disbursements, bills and claims for March 24, 2015 through April 1, 2015–
AUTHORIZED PAYMENTS

Authorized Payments
 Gr/Ni Motion Carried
 Ab: Sm

7. 2014/15 Mid-year budget adjustments – **FINANCE DIRECTOR, HANNAH CHUNG, GAVE REPORT; APPROVED THE 2014-15 MID-YEAR BUDGET ADJUSTMENTS AS PRESENTED**

Approved The 2014-15 Mid-Year
 Budget Adjustments As
 Presented
 Gr/Ni Motion Carried
 Ab: Sm

*8. Agreement with White Nelson Diehl Evans LLP for payroll tax consulting services – **APPROVED THE AGREEMENT BETWEEN THE CITY OF TEHACHAPI AND WHITE NELSON DIEHL EVANS LLP AND AUTHORIZED THE MAYOR TO SIGN**

Approved The Agreement
 Between The City Of Tehachapi
 And White Nelson Diehl Evans
 Llp And Authorized The Mayor
 To Sign
 Gr/Ni Motion Carried
 Ab: Sm

*9. Federal Transit Administration Section 5311 funding program for public transportation in rural areas - **ADOPTED RESOLUTION NO. 17-15 AUTHORIZING THE FEDERAL FUNDING UNDER FTA SECTION 5311 (49 U.S.C. SECTION 5311) WITH CALIFORNIA DEPARTMENT OF TRANSPORTATION**

Adopted Resolution No. 17-15
 Authorizing The Federal Funding
 Under Fta Section 5311 (49
 U.S.C. Section 5311) With
 California Department Of
 Transportation
 Gr/Ni Motion Carried
 Ab: Sm

AIRPORT MANAGER REPORTS

*10. Johnston’s Motorcycle Training Center Agreement – **APPROVED THE ANNUAL LICENSE AGREEMENT FOR 2015 BETWEEN THE CITY OF TEHACHAPI AND JOHN B. JOHNSTON DBA JOHNSTON’S MOTORCYCLE TRAINING CENTER FOR THE USE OF THE CITY’S EAST TRANSIENT RAMP TO PROVIDE CERTIFIED MOTORCYCLE TRAINING AND AUTHORIZED THE MAYOR TO SIGN**

Approved The Annual License
 Agreement For 2015 Between
 The City Of Tehachapi And John
 B. Johnston Dba Johnston’s
 Motorcycle Training Center For
 The Use Of The City’s East
 Transient Ramp To Provide
 Certified Motorcycle Training
 And Authorized The Mayor To
 Sign
 Gr/Ni Motion Carried
 Ab: Sm

ACTION TAKEN

<p>*11. Commercial Hangar Ground Lease Agreement – APPROVED THE COMMERCIAL HANGAR GROUND LEASE AGREEMENT FOR HANGAR 09E BETWEEN THE CITY OF TEHACHAPI AND JOSEPH AND SANYA BIVIANO</p>	<p>Approved The Commercial Hangar Ground Lease Agreement For Hangar 09e Between The City Of Tehachapi And Joseph And Sanya Biviano Gr/Ni Motion Carried Ab: Sm</p>
<p><u>PUBLIC WORKS DIRECTOR REPORTS</u></p>	
<p>12. Ordinance establishing a Water Shortage Contingency Plan – PUBLIC WORKS DIRECTOR, JON CURRY, GAVE REPORT; COMMENTS RECEIVED FROM BARBARA REYNOLDS, CHARLES WHITE & LIZ FOX; INTRODUCTION ONLY</p>	<p>Introduced An Ordinance Establishing A Water Shortage Contingency Plan Ni/Gr Motion Carried Ab: Sm</p>
<p><u>COMMUNITY DEVELOPMENT DIRECTOR REPORTS</u></p>	
<p>13. Mitigated Negative Declaration for the Tehachapi Rodeo Grounds and Event Center – COMMUNITY DEVELOPMENT DIRECTOR, DAVID JAMES, GAVE REPORT; ADOPTED THE MITIGATED NEGATIVE DECLARATION FOR THE TEHACHAPI EVENT CENTER AND RODEO GROUNDS AS PRESENTED</p>	<p>Adopted The Mitigated Negative Declaration For The Tehachapi Event Center And Rodeo Grounds As Presented Ni/Gr Motion Carried Ab: Sm</p>
<p><u>CITY ENGINEER REPORTS</u></p>	
<p>*14. Active Transportation Program Class I bicycle path on the south side of Valley Boulevard between Mulberry Street and Mill Street Program Supplement Agreement and Resolution – ADOPTED RESOLUTION NO. 18-15 AUTHORIZING THE MAYOR TO SIGN AND EXECUTE PROGRAM SUPPLEMENT AGREEMENT NO.0M83 REV.000 TO ADMINISTERING AGENCY-STATE MASTER AGREEMENT NO. 00415S, PROJECT NO. ATPL-5184(025)</p>	<p>Adopted Resolution No. 18-15 Authorizing The Mayor To Sign And Execute Program Supplement Agreement No.0m83 Rev.000 To Administering Agency-State Master Agreement No. 00415s, Project No. Atpl-5184(025) Gr/Ni Motion Carried Ab: Sm</p>
<p>15. Full Cost Allocation Plan and Services Fee Study Contract Agreement – CITY ENGINEER, JAY SCHLOSSER, GAVE REPORT; RECEIVED COMMENTS FROM BARBARA REYNOLDS & CHARLES WHITE; APPROVED THE SELECTION OF CAPITAL ACCOUNTING PARTNERS, LLC AND AUTHORIZED THE MAYOR TO ENTER INTO AN AGREEMENT WITH SAID CONSULTANT FOR THE DEVELOPMENT OF A FULL COST ALLOCATION PLAN AND SERVICES FEE STUDY FOR A FEE OF \$41,200. FURTHER, AUTHORIZED THE CITY MANAGER TO APPROVE INCREASES TO SAID FEE OF UP TO 10% (OR \$4,120) IF DEEMED APPROPRIATE BY CITY STAFF</p>	<p>Approved The Selection Of Capital Accounting Partners, LLC And Authorized The Mayor To Enter Into An Agreement With Said Consultant For The Development Of A Full Cost Allocation Plan And Services Fee Study For A Fee Of \$41,200. Further, Authorized The City Manager To Approve Increases To Said Fee Of Up To 10% (Or \$4,120) If Deemed Appropriate By City Staff Gr/Ni Motion Carried Ab: Sm</p>
<p>*16. Antelope Run Grant Deed of Easement and receipt of Tehachapi Boulevard Quit Claim – ACCEPTED THE QUITCLAIM DEED FROM TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT FOR A PORTION OF TEHACHAPI BOULEVARD AND AUTHORIZED THE CITY CLERK TO SIGN AND NOTARIZE THE CERTIFICATE OF ACCEPTANCE AND INSTRUCT STAFF TO RECORD SAME; APPROVED THE EASEMENT GRANT DEED TO TEHACHAPI-CUMMINGS COUNTY WATER DISTRICT FOR A PORTION OF ANTELOPE RUN AND AUTHORIZED THE MAYOR TO SIGN</p>	<p>Accepted The Quitclaim Deed From Tehachapi-Cummings County Water District For A Portion Of Tehachapi Boulevard And Authorized The City Clerk To Sign And Notarize The Certificate Of Acceptance And Instruct Staff To Record Same; Approved The Easement Grant Deed To Tehachapi-Cummings County Water District For A Portion Of</p>

ACTION TAKEN

POLICE CHIEF REPORTS

- 17. Ordinance amending Ordinance No. 701 and Tehachapi Municipal Code Sections 1.16.065 E and F pertaining to appeals of administrative citations – **CODE ENFORCEMENT OFFICER, AARON PRICE, GAVE REPORT; INTRODUCTION ONLY**
- 18. Cost recovery fees for code enforcement actions – **CODE ENFORCEMENT OFFICER, AARON PRICE, GAVE REPORT; ADOPTED RESOLUTION NO. 19-15 ESTABLISHING A PROCESSING FEE FOR VARIOUS POLICE SERVICES**
- 19. Emergency abatement at 209 North Curry Street – **CODE ENFORCEMENT OFFICER, AARON PRICE, GAVE REPORT; APPROVED THE EMERGENCY ABATEMENT ACTIONS CONDUCTED BY CODE ENFORCEMENT AT 209 NORTH CURRY STREET**

Antelope Run And Authorized The Mayor To Sign
 Gr/Ni Motion Carried
 Ab: Sm

Introduced An Ordinance Amending Ordinance No. 701 And TMC Sec. 1.16.065 E & F Pertaining To Appeals Of Administrative Citations
 Ni/Gr Motion Carried
 Ab: Sm

Adopted Resolution No. 19-15 Establishing A Processing Fee For Various Police Services
 Gr/Wa Motion Carried
 Ab: Sm

Approved The Emergency Abatement Actions Conducted By Code Enforcement At 209 North Curry Street
 Ni/Gr Motion Carried
 Ab: Sm

ASSISTANT CITY MANGER REPORTS

- *20. Agreement with Pyro Spectaculars for the fireworks display at the July 4th Hotdog Festival – **APPROVED THE AGREEMENT BETWEEN THE CITY OF TEHACHAPI AND PYRO SPECTACULARS, INC AND AUTHORIZED THE MAYOR TO SIGN SUBJECT TO APPROVAL OF THE CITY ATTORNEY**

Approved The Agreement Between The City Of Tehachapi And Pyro Spectaculars, Inc And Authorized The Mayor To Sign Subject To Approval Of The City Attorney
 Gr/Ni Motion Carried
 Ab: Sm

CITY MANAGER REPORTS

- 21. Resolution recognizing the critical work of eastern sierra connect regional broadband consortium in deploying broadband throughout the region and the necessity to leverage broadband resources through the continuation of consortia activity by state funding as proposed by assembly bill 1262 – **CITY MANAGER, GREG GARRETT, GAVE REPORT; ADOPTED RESOLUTION NO. 20-15 IN SUPPORT OF ASSEMBLY BILL 1262 AND BROADBAND REGIONAL CONSORTIA**
- 22. PERS Non-Industrial disability retirement of Police Sergeant Paille – **CITY MANAGER, GREG GARRETT, GAVE REPORT; ADOPTED RESOLUTION NO. 15-15 CONCERNING THE NON-INDUSTRIAL DISABILITY RETIREMENT OF POLICE SERGEANT PAILLE**
- 23. Report to Council regarding current activities and programs – **VERBAL REPORT**

Adopted Resolution No.20-15 In Support Of Assembly Bill 1262 And Broadband Regional Consortia
 Ni/Gr Motion Carried
 Ab: Sm

Adopted Resolution No. 15-15 Concerning The Non-Industrial Disability Retirement Of Police Sergeant Paille
 Gr/Ni Motion Carried
 Abstain: Wa
 Ab: Sm

CLOSED SESSION

1. Conference with legal counsel regarding potential litigation per Government Code Section 54956.9(d) 2,(e)(1).
2. Public Employee Release Per Government Code Section 54957(b)(1).

Authorized The City Manager To Determine Whether And When To Request Funds From The East Kern Air Pollution Control District
Ni/Wa Motion Carried
Ab: Sm

Action Taken In Open Session
Item 22

ADJOURNMENT

The City Council/Boards adjourned at 7:35pm 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, April 20, 2015, at 6:00p.m.

ASHLEY WHITMORE
Deputy City Clerk, City of Tehachapi

Approved this 20th day
of April, 2015.

SUSAN WIGGINS
Mayor, City of Tehachapi

Tehachapi City Council Regular Meeting – Monday, April 6, 2015
Tehachapi Redevelopment Successor Agency Regular Meeting
Tehachapi Public Financing Authority Regular Meeting And
Tehachapi City Financing Corporation Regular Meeting

ACTION TAKEN