



AGENDA

Regular City Council Meeting

and Successor Agency to the
Former Redevelopment Agency

Tuesday, April 19, 2022 – 6:00 pm.

Via Zoom Webinar

www.cityofwasco.org

IMPORTANT NOTICE REGARDING APRIL 19, 2022, COUNCIL MEETING

As emergency conditions persist in the City, specifically, a state of emergency remains in effect related to COVID-19, community transmission of COVID-19 in Kern County has rapidly increased from Low to high due to the highly contagious variants of COVID-19, which has emerged, Kern County officials are imposing and recommending measures to promote social distancing, requires masking by all, regardless of vaccination status, in an effort to slow the continuously high trends in and level of transmission of COVID-19 throughout the State and Kern County. The City Council determine that the presence of COVID-19 and the increase of cases due to the COVID variants will continue to cause conditions of peril to the safety of persons within the City that are likely to be beyond the control of services, personnel, equipment, and facilities of the City, and has affirmed a local emergency exists and re-ratified the proclamation of the state of emergency by the Governor of the State of California. In compliance with AB 361, Brown Act public meetings will be conducted utilizing Zoom Video Communications. To participate in the meeting from the comfort of your own home or office, download Zoom on any phone or computer device and enter meeting ID# (see below for more information). The teleconferenced meeting allows the City to continue conducting essential business and complying with CDC recommendations to protect the public and City employees, practice social distancing, and limit exposure.

Listen to the meeting live via zoom.

Members of the public may participate in the meeting by joining the Zoom Webinar via PC, Mac, iPad, iPhone, or Android device using the URL:

<https://us02web.zoom.us/j/87224255971>

Listen to the meeting live via telephone.

The public may participate via phone only (without a computer/ smart device) by dialing the below numbers:

Dial Number: 1-669-900-9128

Meeting ID: 872 2425 5971

ALL PARTICIPANTS WILL BE MUTED AUTOMATICALLY UPON ENTERING THE MEETING. THE CITY CLERK WILL UNMUTE THOSE WHO WISH TO SPEAK AT APPROPRIATE TIMES. PLEASE KEEP YOURSELF ON MUTE WHEN NOT SPEAKING. SPEAKERS ARE LIMITED TO TWO (2) MINUTES.

Verbal Participation using Zoom

Please use the "Raise Hand" button to request to speak. Raised hands will only be acknowledged during the agenda's Public Hearing and Public Comment sections and when the Meeting's presiding officer requests public comments.

Verbal Participation over the phone

Please dial *9 to "raise your hand" to request to speak. Raised hands will only be acknowledged during the Public Hearing and Public Comment sections of the agenda and when the Meeting's presiding officer requests public comments. Please be advised you will be called on by the phone number you are calling from.

Submitting written comments:

You can also submit your comments via email to cityclerk@cityofwasco.org. Such email comments must be identified by adding the Agenda Item Number in the email's subject line. Every effort will be made to read your statement into the record; however, they are limited to two (2) minutes. If a comment is received after the agenda item is heard but before the meeting is adjourned, the comment will still be included as a part of the record of the meeting but will not be read into the record.

American Disability Act Accommodations:

Meetings are accessible to people with disabilities. Requests in advance of the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting and its materials. Individuals who need special assistance or a disability-related modification or accommodation to participate in this meeting or who have a disability and wish to request an alternative format for the meeting materials should contact the City Clerk at cityclerk@cityofwasco.org or call 661-758-7203. Every attempt will be made to swiftly address each request. (28 CFR 35.102–35.104 ADA Title II)

You can also submit your comments via email to cityclerk@cityofwasco.org. Such email comments must be identified by adding the Agenda Item Number in the email's subject line. Every effort will be made to read your comment into the record; however, they are limited to two (2) minutes. If a comment is received after the agenda item is heard but before the meeting is adjourned, the comment will still be included as a part of the record of the meeting but will not be read into the record.

REGULAR MEETING – 6:00 pm

- 1) CALL TO ORDER:** Mayor
- 2) ROLL CALL:** Mayor Reyna, Mayor Pro Tem Pallares, Council Members: Garcia, Lynch, Martinez
- 3) FLAG SALUTE:** Mayor
- 4) INVOCATION:** by Paul Hernandez, Freewill Baptist Church.

- 5) Approval to continue to hold all City Council meetings until further notice by teleconference pursuant to Assembly Bill 361 and Government Code Section 54953(e), and finding that there is a proclaimed state of emergency in the state and city and that state and local officials have recommended measures to promote social distancing, all as required in AB 361 and Section 54953(e). (Hurlbert)

6) PRESENTATIONS:

- a. Community Service Award Recognition to Sharon Nicol and Nancy Waterhouse

7) PUBLIC COMMENTS: PLEASE REFER TO PAGE ONE (1) FOR INSTRUCTION INFORMATION

8) SUCCESSOR AGENCY BUSINESS: None

9) WASCO PUBLIC FINANCE AUTHORITY BUSINESS: None

CITY COUNCIL BUSINESS:

10) CONSENT CALENDAR:

The Consent Calendar consists of items that, in the staff's opinion, are routine and non-controversial. These items are approved in one motion unless a Council Member or member of the public requests the removal of a particular item.

- a. Approval of City Council Special Meeting Minutes for April 2, 2022
- b. Receive and file departments bill pay totaling \$1,602,273.97
- c. Adopt a Resolution Approving the Amended City Annual Calendar for the 2022 Calendar Year.
- d. Adopt A Resolution Approving the Submittal of an Application to PG&E Better Together Giving Program and Authorize the City Manager or his Designee as the Signature Authority for the Execution of the Grant Agreement and any Amendments Thereto.

11) PUBLIC HEARINGS:

- a. Conduct a public hearing to receive oral comments concerning unmet transit needs, consider comments, if any, and adopt Resolution Establishing Unmet Transit Needs Finding for the Fiscal Year 2022-2023. (Martinez)
- b. Conduct a Public Hearing and Adopt a Resolution Approving the 5-year solid waste rate adjustment schedule for customers of record (property owners or tenants). (Hurlbert)

12) DEFERRED BUSINESS:

- a. Adopt a Resolution upholding or a Resolution overturning the City of Wasco Planning Commission's decision to deny an extension request for Conditional Use Permit 18-06, A Conditional Use Permit to allow off-site alcohol sales at a new 24-hour convenience store and service station at 1300 Highway 46. (Cobb)

13) NEW BUSINESS:

- a. Nomination and Appointment of a Representative and Alternate Representative to serve on the San Joaquin Valley Air Pollution Control District Special City Selection Committee. (Martinez)
- b. Nomination and Appointment of second Council Member to serve on an ad hoc Council Committee regarding California High-Speed Rail Authority issues. (Hurlbert)
- c. Receive updates regarding California High-Speed Rail Authority issues, and authorize the City Manager to continue agreement negotiations. (Hurlbert)

14) REPORTS FROM COMMISSION AND COMMITTEES:

- a. Kern Economic Development Corporation (Garcia)
- b. Kern Council of Government (Reyna)
- c. Wasco Task Force (Martinez & Reyna)

15) REPORTS FROM THE PUBLIC SAFETY DEPARTMENTS:

- a. Kern County Fire Department (Appleton)
- b. Kern County Sheriff Department (Shinn)

16) REPORTS FROM THE CITY MANAGER:

17) REPORTS FROM THE CITY COUNCIL:

18) CLOSED SESSION:

- a. Approved Closed Session meeting minutes for March 1, 2022.
- b. CONFERENCE WITH LEGAL COUNCIL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (1) of subdivision (e) of Section 54956.9

19) CLOSED SESSION ACTION: NONE

20) ADJOURNMENT:

This is to certify that this agenda was posted at or before 6:00 pm at Wasco City Hall on April 15, 2022. The agenda is also available on the City website at www.cityofwasco.org



Maria O. Martinez, City Clerk

*All agenda item supporting documentation is available for public review on the city website www.cityofwasco.org and the office of the City Clerk of the City of Wasco, 746 8th Street, Wasco, CA 93280 during regular business hours, 7:30 am – 5:00 pm Monday through Thursday and 8–5 pm Friday (closed alternate Friday's), following the posting of the agenda. Any supporting documentation related to an agenda item for an open session of any regular meeting that is distributed after the agenda is posted and prior to the meeting will also be available for review at the same location and available at the meeting. **Please remember to turn off all cell phones, pagers, or electronic devices during Council meetings.***

The City of Wasco does not discriminate on the basis of disability in the access to, provision of, or employment in its programs and activities pursuant to 29 United States Code Section 12132 and California Civil Code Section 54. Information regarding the rights provided under the Americans with Disabilities Act (ADA) may be obtained from the City Clerk's Office.

If you need special assistance to participate in this meeting, please contact the City Clerk's Office at (661) 758-7215 to make reasonable arrangements to ensure accessibility to this meeting. Telephone (661) 758-7215. Requests for assistance should be made at least two (2) days in advance whenever possible.

MINUTES
WASCO CITY COUNCIL
and Successor Agency to the
Former Redevelopment Agency
Meeting of April 2, 2022
Special City Council Meeting
Strategic Planning Session– 8:00 a.m.
Old Courthouse
810 8th Street, Wasco, California 93280

SPECIAL MEETING – 8:00 am

1) CALL TO ORDER:

Mayor Reyna called the meeting to order at 8:09 A.M.

2) ROLL CALL:

Present: Mayor Reyna, Mayor Pro Tem Pallares, Council Members: Garcia, Lynch, Martinez

All members present introduced themselves.

3) FLAG SALUTE: Led by Mayor Reyna

4) PUBLIC COMMENTS: None

5) BUSINESS:

- a.** City Council Strategic Planning Session; Goal and Priority Setting Discussion and Direction related thereto.

PowerPoint presented by City Manager Hurlbert

- Strategic Planning workshop Fiscal Year 22-23

Directions and goals were identified during the strategic planning sessions;

1. Review the Budget Calendar for Fiscal Year 2022-2023
2. Review 2021-2022 Areas of Focus
3. S.W.O.T. Analysis
4. Confirmation of Priorities
5. Identification of Specific Goals
6. Confirm Step 1 Personal Plan

No action taken.

Council Member Martinez left the meeting at 11:57 A.M.

6) CLOSED SESSION: None

7) CLOSED SESSION ACTIONS: None

8) ADJOURNMENT:

Mayor Reyna adjourned the meeting at 2:13 P.M.

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Monica Flores, Deputy City Clerk

Gilberto Reyna, Mayor

MINUTES
WASCO CITY COUNCIL

and Successor Agency to the
Former Redevelopment Agency
and the Wasco Public Finance Authority

Tuesday, April 5, 2022

Regular Meeting – 6:00 p.m.
Via Zoom Webinar

REGULAR MEETING – 6:00 pm

1) CALL TO ORDER:

This meeting was called to order by Mayor Reyna at 6:04 p.m. and announced the meeting was being held Pursuant to AB 361 issued by Governor Newsom on September 20, 2021, and Government Code 54953(e). All members are joining this meeting remotely via Zoom Webinar.

2) ROLL CALL:

Present: Mayor Reyna, Mayor Pro Tem Pallares, Council Members: Garcia, Lynch, Martinez

3) FLAG SALUTE: Led by Mayor Reyna

4) INVOCATION: by Manuel Cantu, Lifehouse Church

5) PRESENTATIONS:

- a. Proclamation for National Donate Life Month
Mayor Reyna presented the Proclamation to Michelle Hernandez.
- b. Development of the 2022 Regional Transportation Plan/Sustainable Communities Strategy, Key Land Use, and Planning Assumptions and Public Outreach
Oral presentation by Rob Ball, Director of Planning – Kern Council of Governments.

6) PUBLIC COMMENTS: None

7) SUCCESSOR AGENCY BUSINESS: None

8) WASCO PUBLIC FINANCE AUTHORITY BUSINESS:

- a. Receive and file departments bill pay totaling \$1,765.45

Oral presentation by Finance Director Perez-Hernandez.

Motion was made by Council Member Lynch, **Seconded** by Council Member Martinez, to receive and file item 8a by the following roll call votes:

AYES:	REYNA, PALLARES, GARCIA, LYNCH, MARTINEZ
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

CITY COUNCIL BUSINESS:

9) CONSENT CALENDAR:

The Consent Calendar consists of items that, in staff's opinion, are routine and non-controversial. These items are approved in one motion unless a Council Member or member of the public requests the removal of a particular item.

- a. Approval of City Council Meeting minutes for:
 - 1. March 15, 2022, Regular Meeting
 - 2. March 22, 2022, Special Meeting
 - 3. March 29, 2022, Special Meeting
- b. Receive and file departments bill pay totaling \$519,683.48
- c. Approval of Travel and Training Expenses Exceeding \$500.00 for Executive Assistant II to attend the California Association for Coordinated Transportation (CALACT) Spring 2022 Conference on April 20 – 22, 2022, in Newport Beach, CA.
- d. Adopt a Resolution Authorizing Submission of an Application for Federal Funding Under FTA Section 5311 (49 U.S.C. Section 5311) and the Execution of a Standard Agreement with the California Department of Transportation, Division of Rail, and Mass Transportation.
Reso#2022-3713
- e. Adopt a Resolution Authorizing the City Manager to Accept and Execute a Grant Service Agreement with the Regents of the University of California on Behalf of Its Davis Campus School of Veterinary Medicine on behalf of Its Koret Shelter Medicine Program in Connection with the California Of All Animals Statewide Animal Shelter Assistance Program.
Reso#2022-3714
Agmt#2022-012
- f. Approval for Travel Expenses Exceeding \$500.00 per participation for Mayor Reyna, Council Member Garcia, Council Member Lynch, and the City Manager to attend the League of California Cities City Leaders Summit on May 11 – May 13, 2022, in Sacramento, California.
- g. Adopt a Resolution Authorizing the City Manager to Sign and Execute an Agreement with Motor City Buick GMC in the amount of \$44,686.46 to purchase a Pick-Up Truck.
Reso#2022-3715
Agmt#2022-010
- h. Approval of the Notice of Acceptance of off-site improvements constructed for Subdivision tract 7373 Phase I and Authorize the City Clerk to file the Notice of Completion.
Rec#2022-009

- i. Adopt a Resolution Authorizing the City Manager or Designee to enter into a Lease Agreement with Quadient for a Postage Machine.

Reso#2022-3716

Agmt#2022-011

No public comments.

Mayor Pro Tem Pallares pulled item 9a1 for corrections.

Motion was made by Mayor Reyna, **Seconded** by Council Member Garcia, to approve the Consent Calendar with separate considerations on item 9a1 by the following roll call vote:

AYES:	REYNA, PALLARES, GARCIA, LYNCH, MARTINEZ
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

Mayor Pro Tem Pallares requested a correction to item 17 on the minutes of March 15, 2022, and corrected the spelling from Alberto Don Hill to Alberto Ranjel.

Motion was made by Mayor Pro Tem Pallares, **Seconded** by Council Member Lynch, to approve item 9a1 with the corrections mentioned by the following roll call vote:

AYES:	REYNA, PALLARES, GARCIA, LYNCH, MARTINEZ
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

10)PUBLIC HEARINGS:

- a. Redistricting – Public Hearing No. 4 Adopt and Waive the Second Reading of an Ordinance of the City of Wasco Amending Chapter 2.09 (Elections) of the Wasco Municipal Code, replacing the Council District Map. (Hurlbert)

Ord#2022-718

Oral presentation by City Manager Hurlbert.

PowerPoint presentation by Kent Martin and Kevin Rancik, FLO Analytics Consultants.

- City of Wasco City Council Redistricting Draft Map Revision

Mayor Reyna opened the public hearing at 6:52 P.M.

No public comments.

Mayor Reyna closed the public hearing at 6:53 P.M.

Motion was made by Mayor Reyna, **Seconded** by Council Member Martinez, to adopt and waive the second reading of the amended ordinance by title only by the following roll call vote:

AYES:	REYNA, PALLARES, GARCIA, LYNCH, MARTINEZ
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

11) DEFERRED BUSINESS: NONE

12) NEW BUSINESS:

- a. Appointment of Marcos Torres to fill a vacant seat on the Sales Tax Oversight Committee to serve a four-year term expiring on December 31, 2025.

Mayor Pro Tem Pallares and Council Member Garcia appointed Marcos Torres to fill the vacant seat on the Sales Tax Oversight Committee.

No public comments.

Motion was made by Council Member Garcia, **Seconded** by Mayor Pro Tem Pallares, to appoint Marcos Torres to the Sales Tax Committee by the following roll call vote:

AYES:	REYNA, PALLARES, GARCIA, LYNCH, MARTINEZ
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

- b. Adopt a Resolution of the City Council of the City of Wasco upholding or a resolution overturning the City of Wasco Planning Commission's decision to deny an extension request for Conditional Use Permit 18-06, A Conditional Use Permit to allow off-site alcohol sales at a new 24-hour convenience store and service station at 1300 Highway 46.

Oral presentation by Community Development Director Cobb.

Public Comments by Anthony Oliveiri.

Motion was made by Mayor Reyna, **Seconded** by Council Member Lynch, to table item 12b to the next council meeting by the following roll call vote:

AYES:	REYNA, PALLARES, GARCIA, LYNCH, MARTINEZ
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

- c. Adopt a Resolution Approving updates to the Administrative Manager Job Description and Pay Range and Amended Salary Schedule for the Fiscal Year 2021 – 2022.

Reso#2022-3717

Oral presentation by City Manager Hurlbert.

No public comments.

Motion was made by Mayor Reyna, **Seconded** by Council Member Garcia, to approve item 12c by the following roll call vote:

AYES:	REYNA, PALLARES, GARCIA, LYNCH, MARTINEZ
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

- d. Sanitation Rates Overview and Basics of Municipal Enterprise Accounting - Informational Item No Action Needed. (Hurlbert / Perez-Hernandez)

PowerPoint presentation by City Manager Hurlbert and Finance Director Perez-Hernandez.

- Basics of Government Accounting and Overview of Sanitation Rates

No public comments.

Informational item; no action.

13) REPORTS FROM COMMISSION AND COMMITTEES:

- a. Kern Economic Development Corporation (Garcia)

No reports

- b. Kern Council of Government (Reyna)

Mayor Reyna:

- CalTrans has delayed building a roundabout at Highway 46 and J Street to allow the California High-Speed Rail Builders to construct the train overpass at Highway 46.
- Contact CleanCa.Com for information on Adopt-A-Highway for a volunteer incentive to earn up to \$250 a month.
- There is increased pedestrian and vehicle traffic to the crosswalk on Highway 43 and 8th Street, with the Kern Transit bus stop near that location. He mentioned to Michael Navarro, CalTrans District 6 Member, to revisit the concern of that crossing, and will follow up.

- c. Wasco Task Force (Martinez & Reyna)

Council Member Martinez:

- Sharon Nicol requests volunteers for the Rose Garden Project on Saturday, April 9, 2022, at 9:00 AM at Barker Park.

14) REPORTS FROM THE PUBLIC SAFETY DEPARTMENTS:

- a. Kern County Fire Department (Appleton)

Fire Chief Joe Appleton gave an oral report of a gas leak on April 4, 2022, located on the 700 block of 9th Street.

- b. Kern County Sheriff Department (Shinn)

Sargent Shinn gave a PowerPoint presentation on recent crimes.

15) REPORTS FROM CITY MANAGER:

City Manager Hurlbert updated the council on the following:

- Spay Neuter Imperative Project (SNIP) event will be held in front of the old courthouse on April 22, 2022, from 7:00 am to 6:00 pm
- Veterans Salute Banner Program will be extended a few more weeks and encouraged the City Councilmembers and the public to visit the city website. The City received five additional requests for banners and will move forward, and the minimum number of orders is ten banners. The City's goal is to order and put up the banners on July 4, 2022.

16) REPORTS FROM CITY COUNCIL:

Council Member Martinez:

- Thanked staff for working on a Saturday for the Goal Setting meeting on April 2, 2022.

Mayor Reyna:

- Thanked staff for all their work and effort on Saturday, April 2, 2022, for the Goal Setting meeting.
- March 27, 2022, hosted Covid-19 Vaccination clinic; 57 people were vaccinated, 11 were vaccinated for the first time,
- March 6, 2022, and April 3, 2022, hosted mental health workshops; over 70 people attended.

17) CLOSED SESSION: NONE

18) CLOSED SESSION ACTION: NONE

19) ADJOURNMENT:

Mayor Reyna adjourned the meeting at 8:37 p.m.

Monica Flores, Deputy City Clerk

Gilberto Reyna, Mayor

Bill Pay

Council Meeting: April 19, 2022

WARRANTS	AMOUNTS
G033022	132,514.09
G032822	30,764.09
A033022	61,134.52
A040622	12,120.88
G040622	1,356,885.00
G040422	8,855.39
Grand Total	1,602,273.97

Verified By:
Finance Director

Isarel
Perez-
Hernandez

Digitally signed by: Isarel
Perez-Hernandez
DN: CN = Isarel Perez-
Hernandez email =
isperez@cityofwasco.org
C = US O = City of Wasco
Date: 2022.04.13 17:00:
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	A	B	C	D	E	F	G
	WARRANT	VENDOR NAME	VENDOR No.	INVOICE No.	CHECK No.	DESCRIPTION	AMOUNTS
1	G033022	ATT - PAYMENT CENTER	1488	000017948855	23190	PHONE SRVCS 02/24/22-03/23/22	26.89
2	G033022	ATT - PAYMENT CENTER	1488	000017948856	23190	PHONE SRVCS 02/24/22-03/23/22	43.47
3	G033022	ATT - PAYMENT CENTER	1488	000017948857	23190	PHONE SRVCS 02/24/22-03/23/22	22.56
4	G033022	ATT - PAYMENT CENTER	1488	000017948858	23190	PHONE SRVCS 02/24/22-03/23/22	318.47
5	G033022	ATT - PAYMENT CENTER	1488	000017948859	23190	PHONE SRVCS 02/24/22-03/23/22	22.57
6	G033022	ATT - PAYMENT CENTER	1488	000017948860	23190	PHONE SRVCS 02/24/22-03/23/22	64.32
7	G033022	ATT - PAYMENT CENTER	1488	000017948861	23190	PHONE SRVCS 02/24/22-03/23/22	22.58
8	G033022	ATT - PAYMENT CENTER	1488	000017948862	23190	PHONE SRVCS 02/24/22-03/23/22	43.44
9	G033022	ATT - PAYMENT CENTER	1488	000017948863	23190	PHONE SRVCS 02/24/22-03/23/22	22.56
10	G033022	ATT - PAYMENT CENTER	1488	000017948864	23190	PHONE SRVCS 02/24/22-03/23/22	22.56
11	G033022	ATT - PAYMENT CENTER	1488	000017948865	23190	PHONE SRVCS 02/24/22-03/23/22	1,075.82
12	G033022	ATT - PAYMENT CENTER	1488	000017948866	23190	PHONE SRVCS 02/24/22-03/23/22	22.56
13	G033022	ATT - PAYMENT CENTER	1488	000017948867	23190	PHONE SRVCS 02/24/22-03/23/22	26.89
14	G033022	ATT - PAYMENT CENTER	1488	000017948868	23190	PHONE SRVCS 02/24/22-03/23/22	41.76
15	G033022	ATT - PAYMENT CENTER	1488	000017948869	23190	PHONE SRVCS 02/24/22-03/23/22	22.56
16	G033022	ATT - PAYMENT CENTER	1488	000017948870	23190	PHONE SRVCS 02/24/22-03/23/22	22.56
17	G033022	ATT - PAYMENT CENTER	1488	000017948871	23190	PHONE SRVCS 02/24/22-03/23/22	22.56
18	G033022	ATT - PAYMENT CENTER	1488	000017948872	23190	PHONE SRVCS 02/24/22-03/23/22	22.56
19	G033022	ATT - PAYMENT CENTER	1488	000017948873	23190	PHONE SRVCS 02/24/22-03/23/22	64.32
20	G033022	ATT - PAYMENT CENTER	1488	000017950397	23190	PHONE SRVCS 02/24/22-03/23/22	83.01
21	G033022	PG & E COMPANY	85	20533184923 03/14/22	23201	UB SW SE SE 112724 N/S POSO .25M W/O PALM 3/14/22	16,556.07
22	G033022	PG & E COMPANY	85	0008087202-1	23201	UB NW NE SE 92724 SOLAR PLANT-ANIAMAL CONTROL FEB 2022	139.35
23	G033022	PG & E COMPANY	85	51997041895 03/21/22	23201	UB 03/21/22 MULTIPLE LOCATIONS	27,103.43
24	G033022	PG & E COMPANY	85	67155644395 03/24/22	23201	UB 5410 7TH ST 03/24/22	5,011.21
25	G033022	PG & E COMPANY	85	46754368564 03/28/22	23201	UB NE COR CENTRAL AVE & MARGALO ST 03/28/22	259.51
26	G033022	ACC BUSINESS	4766	220747748	23183	MAR 2022: FIBER NETWORK SERVICES	802.92
27	G033022	ACCOUNTEMPS	268	59660961	23184	TEMP M.SOLORIO WE 03/18/22	1,182.73
28	G033022	AFLAC	108	603177	23185	MAR 2022: AFLAC SERVICES	648.42
29	G033022	ALEXANDER'S CONTRACT SERVICES, INC.	3828	202203170590	23186	3/14/22-3/17/22 READING METER SERVICE	5,420.14
30	G033022	ALUMINUM CHUCK WAGON	5111	4207	23187	DISPOSAL #19 & #24: 2 NEW PACKER RAMS	3,217.50
31	G033022	AMAZON CAPITAL SERVICES, INC	4968	1X4V-Y17X-7QQG	23188	TABLE KIOSK FOR PW FRONT OFFICE	108.24
32	G033022	AMAZON CAPITAL SERVICES, INC	4968	IWMY-R4J9-4GXT	23188	JUMBO UTILITY HOOK FOR HR	6.90
33	G033022	AMAZON CAPITAL SERVICES, INC	4968	1WMY-R4J9-9DFV	23188	ADAPTOR FOR MAYOR REYNA'S iPad	19.04
34	G033022	AMAZON CAPITAL SERVICES, INC	4968	11G9-X3LQ-9JGP	23188	OFFICE SUPPLIES FOR CITY HALL	124.75
35	G033022	AMAZON CAPITAL SERVICES, INC	4968	1G97-DQ7D-D766	23188	OFFICE SUPPLIES FOR CITY HALL	15.14
36	G033022	AMAZON CAPITAL SERVICES, INC	4968	1J1T-M7JV-73JF	23188	2 GRAY GREEN CLASSIFICATION FOLDERS FOR HR	55.14
37	G033022	AMAZON CAPITAL SERVICES, INC	4968	IRFR-YGCV-14RL	23188	USB WALL CHARGER FOR HR	22.28
38	G033022	AMAZON CAPITAL SERVICES, INC	4968	1X9M-XHMR-NDHH	23188	OFFICE SUPPLIES FOR HR	32.46
39	G033022	AMAZON CAPITAL SERVICES, INC	4968	16TC-W4QQ-TJJY	23188	PROTECTIVE iPad CASE FOR MECHANIC SHOP	15.14
40	G033022	APPLIED TECHNOLOGY GROUP	905	INV0000023881	23189	DISPOSAL #25: 2 WAY RADIO	125.00

	A	B	C	D	E	F	G
	WARRANT	VENDOR NAME	VENDOR No.	INVOICE No.	CHECK No.	DESCRIPTION	AMOUNTS
41	G033022	COUNTRY TIRE & WHEEL	4953	2219425	23191	DISPOSAL #GEN: 11 RECAP TRUCK TIRES	3,183.66
42	G033022	DEPARTMENT OF JUSTICE	1668	567390	23192	FEB 2022: FINGERPRINT	96.00
43	G033022	FLORES, MONICA	2205	REIMB TECHNICAL TRNG	23193	TECHNICAL TRAINING FOR CLERKS SERIES 200-M.FLORES	55.86
44	G033022	IFG SERVICES INC	5481	26224	23194	INSPECTION OF UNIT AT WWTP	345.50
45	G033022	LYNCH, MIKE	5735	REIMB KERN COG 2022	23195	KERN COG ANNUAL MEETING-MILEAGE REIMB-M.LYNCH	31.82
46	G033022	M & S SECURITY SERVICES	4445	77123	23196	INSTALLED 2 WIRELESS PANIC BUTTONS AT CITY HALL	421.75
47	G033022	MARTINEZ, DIANA	5734	REIMB FINGERPRINT	23197	FINGERPRINT REIMBURSEMENT FOR EMPLOYMENT	25.00
48	G033022	SALINAS MEDINA, MAYRA	4783	REIMB BUSDRIVER TRNG	23198	BUS DRIVER TRAINING 03/14/22-03/18/22-M.SALINAS	175.50
49	G033022	NEW YORK LIFE INSURANCE COMPANY	4733	S10763000 MAR 22	23199	MAR 2022: INS. PREMIUM	270.00
50	G033022	PACE ANALYTICAL SERVICES, INC	5694	B443841	23200	WW SAMPLE TEST: 3/3/22 INFLUENT MONITORING	70.00
51	G033022	PACE ANALYTICAL SERVICES, INC	5694	B444049	23200	WW SAMPLE TEST: 3/10/22 INFLUENT MONITORING	70.00
52	G033022	ROYAL INDUSTRIAL SOLUTIONS	711	0332-1034474	23202	100 QT LED POST TOP LANTERN	46,921.88
53	G033022	SELF-HELP ENTERPRISES	3636	9	23203	FEB 2022:CVI SUBSISTENCE CB ASSIST	4,653.97
54	G033022	THE SHAFTER PRESS/ WASCO TRIBUNE	4787	2394	23204	JANITORIAL BIDS AD	141.00
55	G033022	THE SHAFTER PRESS/ WASCO TRIBUNE	4787	2384	23204	PROP 218 SANITATION ENGLISH/SPANISH	243.00
56	G033022	THE SHAFTER PRESS/ WASCO TRIBUNE	4787	2393	23204	REDISTRICTING ENGLISH/SPANISH	249.00
57	G033022	THE SHAFTER PRESS/ WASCO TRIBUNE	4787	2395	23204	NEW OFFICE HOURS ENGLISH/SPANISH	144.00
58	G033022	THE SHAFTER PRESS/ WASCO TRIBUNE	4787	2401	23204	PUBLIC HEARING NO.3 REDISTRICTING ENGLISH/SPANISH	132.00
59	G033022	T-MOBILE	4899	964042089 MAR 22	23205	CELL PHONE 02/21/22-03/20/22	745.42
60	G033022	THE GAS COMPANY	246	08207136329 MAR 22	23206	UB 02/14/22-03/16/22 MULTIPLE ADDRESSES	833.64
61	G033022	TINAJERO, YOLANDA	5736	REIMB TECHNICAL TRNG	23207	TECHNICAL TRAINING FOR CLERKS SERIES 200-Y.TINAJERO	74.48
62	G033022	WESTCOAST HYDRAULICS INC	3641	43017	23208	DISPOSAL #15: PACKER RAM SERVICE	512.22
63	G033022	WITCHER ELECTRIC, INC.	3856	38130AA	23209	DISCONNECT & REMOVE VFD AND INSTALL NEW VFD	6,339.00
64	G033022	WITCHER ELECTRIC, INC.	3856	38131AA	23209	REPLACEMENT TOSHIBA VARIABLE FREQUENCY FOR CNTRFG	3,900.00
65	G033022 Total						132,514.09
66	G032822	AFLAC	108	224372	23177	FEB 2022: AFLAC SERVICES	648.42
67	G032822	ATV INC	4796	153020239-1	23178	STREET #88: MACHINE ROTOR 2	20.00
68	G032822	ATV INC	4796	153022531	23178	4 NEW TIRES	655.75
69	G032822	BHT ENGINEERING, INC	5134	22-077	23179	CENTRAL - FILBURN WIDENING	2,917.50
70	G032822	BHT ENGINEERING, INC	5134	22-078	23179	CMAQ PALM AVE	12,804.52
71	G032822	BHT ENGINEERING, INC	5134	22-079	23179	RSTP PALM AVE	10,130.00
72	G032822	GARCIA POWERED ELECTRIC INC	4901	INVDEC0621	23180	PREVENTATIVE MAINTENANCE & TROUBLESHOOT PUMP PANEL	890.00
73	G032822	GARCIA POWERED ELECTRIC INC	4901	22-0113	23180	REPAIRS: CONTROL PANEL ON BACK UP GENERATOR DIESEL	720.00
74	G032822	ROYAL INDUSTRIAL SOLUTIONS	711	0332-1034651	23181	FUSE HOLDER	542.90
75	G032822	SWAGIT PRODUCTIONS, INC	5178	19964	23182	FEB 2022: VIDEO STREAMING SERVICES	1,435.00
76	G032822 Total						30,764.09
77	A033022	BLUE SHIELD OF CALIFORNIA	3591	220730191339	5163	APRIL 2022: INS. PREMIUM	53,250.08
78	A033022	METROPOLITAN LIFE INSURANCE COMPANY	4932	TS05954057 APR 22	5164	APRIL 2022: INS. PREMIUM	7,884.44
79	A033022 Total						61,134.52
80	A040622	ADMINISTRATIVE SOLUTIONS-FRESNO	2208	A040622	5165	MEDICAL CHECK RUN 03/28/22	12,120.88
81	A040622 Total						12,120.88
82	G040622	PG & E COMPANY	85	07511140290 03/30/22	23241	UB COW VEHICLES PARKING 1400 JS T 03/30/22	400.72
83	G040622	PG & E COMPANY	85	28673832979 03/30/22	23241	UB 747 G ST WELL#14 03/30/22	13,229.73
84	G040622	AMAZON CAPITAL SERVICES, INC	4968	16GF-QCXF-36MJ	23222	1 QT KIOSK DESK FOR SCADA COMPUTER/MONITOR	97.41
85	G040622	AMAZON CAPITAL SERVICES, INC	4968	1YQR-KWWJ-7Y73	23222	OFFICE SUPPLIES FOR PLANNING	140.65
86	G040622	AMAZON CAPITAL SERVICES, INC	4968	13L4-9V36-XRF1	23222	CITY MANAGER'S LAPTOP BACK PACK	29.22
87	G040622	AMAZON CAPITAL SERVICES, INC	4968	16TC-W4QQ-WTRV	23222	7 MEMORY CARDS TO EXPAND LIFE OF DESKTOPS	450.45
88	G040622	COUNTRY TIRE & WHEEL	4953	2219659	23229	DISPOSAL #GEN: 1 NEW TIRE	577.07
89	G040622	COUNTRY TIRE & WHEEL	4953	2219422	23229	DISPOSAL #GEN: 5 NEW TIRES	6,684.41
90	G040622	PACE ANALYTICAL SERVICES, INC	5694	B444666	23240	WTR SAMPLE TEST:3/15/22 WELL #10,#8,#14 DRINK WTR	54.00
91	G040622	PACE ANALYTICAL SERVICES, INC	5694	B444429	23240	WTR SAMPLE TEST:3/8/22 BACTERIOLOGICAL DWPDIST12	84.00
92	G040622	PACE ANALYTICAL SERVICES, INC	5694	B444302	23240	WTR SAMPLE TEST: 3/8/22 WTR SAMPLE COMP INFLUENT	124.00
93	G040622	PACE ANALYTICAL SERVICES, INC	5694	B444566	23240	WW SAMPLE TEST: 3/17/22 INFLUENT MONITORING	70.00
94	G040622	PACE ANALYTICAL SERVICES, INC	5694	B444244	23240	WW SAMPLE TEST: 3/15/22 INFLUENT MONITORING	70.00
95	G040622	SWAGIT PRODUCTIONS, INC	5178	20192	23247	MAR 2022: VIDEO STREAMING SERVICES	1,435.00
96	G040622	WITCHER ELECTRIC, INC.	3856	28128AA	23250	WELL #11: REPLACED TIMER FOR AUTO-COM	595.79
97	G040622	ADVANCED ENVIRONMENTAL CONCEPTS, INC.	4522	13805	23219	830 7 ST COLLECT 10 SOIL SAMPLES&1 SOIL GAS SAMPLE	6,207.00
98	G040622	ADVANCED ENVIRONMENTAL CONCEPTS, INC.	4522	13790	23219	WELL#7 & 8 REPLACEMENT PHASE1 ENVIRONMENTAL SITE	3,700.00

	A	B	C	D	E	F	G
	WARRANT	VENDOR NAME	VENDOR No.	INVOICE No.	CHECK No.	DESCRIPTION	AMOUNTS
99	G040622	ADVANTAGE ANSWERING PLUS	2564	000024-673-611	23220	MAR 2022: ANSWERING SERVICES	464.42
100	G040622	AFFINITY TRUCK CENTER	405	F013240757:01	23221	DISPOSAL #18: AIR DRYER	610.92
101	G040622	AFFINITY TRUCK CENTER	405	F013240779:01	23221	DISPOSAL #15: BELT	85.75
102	G040622	AFFINITY TRUCK CENTER	405	F013240626:01	23221	DISPOSAL #15: COOLANT TANK	219.68
103	G040622	AMERICAN REFUSE INC	183	234316	23223	APR 2022: RECYCLE @ 764 E ST	81.81
104	G040622	BANK UP CORPORATION	4259	5024	23224	MAR 2022; LOCKBOX PROCESSING	890.99
105	G040622	BLACKRIDGE SOLUTIONS INC	4784	22-031005	23225	SAFETY MONITORING DEVICES UPGRADE	782.40
106	G040622	CENTRAL CALIFORNIA POWER INC	2552	120770	23226	DISPOSAL #17: SERVICE CALL	627.16
107	G040622	CINTAS CORPORATION NO. 3	4480	4113870840	23227	UNIFORM SRVCS 03/18/22	234.04
108	G040622	CINTAS CORPORATION NO. 3	4480	4115240392	23227	UNIFORM SERVICES 04/01/22	288.44
109	G040622	CINTAS CORPORATION NO. 3	4480	4114564622	23227	UNIFORM SERVICES 03/25/22	583.78
110	G040622	CINTAS CORPORATION NO. 3	4480	41131983894	23227	UNIFORM SERVICES 03/11/22	224.69
111	G040622	CLARK PEST CONTROL	117	30245379	23228	MARCH 22: 746 8TH ST & 1445 12TH ST PEST CONTROL	206.00
112	G040622	CLARK PEST CONTROL	117	30245301	23228	MARCH 2022: 5409 7TH ST PEST CONTROL SERVICE	51.00
113	G040622	CLARK PEST CONTROL	117	30245408	23228	MARCH 2022: 5410 7TH ST PEST CONTROL SERVICE	51.00
114	G040622	CUMMINS INC	376	Y8-20005	23230	DISPOSAL #17: OXIDE SENSOR	623.38
115	G040622	CUMMINS INC	376	Y8-15453	23230	RETURN/CREDIT FROM INV:Y8-15460 12/06/21	(9.40)
116	G040622	DIESEL LAPTOPS, LLC	5113	0116626	23231	ANNUAL RENEWAL & 12 MONTH LICENSE	300.00
117	G040622	DIESEL LAPTOPS, LLC	5113	0117228	23231	ANNUAL RENEWAL & 12 MONTH LICENSE	1,495.00
118	G040622	FED EX	123	7-703-50471	23232	03/24/22: FREIGHT SERVICES	202.63
119	G040622	FED EX	123	7-710-95132	23232	03/31/22: FREIGHT SERVICES	118.10
120	G040622	FERGUSON ENTERPRISES INC	1008	1702557	23233	REPAIR PARTS FOR SHUT OFF TOOLS	141.02
121	G040622	FERGUSON ENTERPRISES INC	1008	1704303	23233	HYDRANT REPAIR ON OAK & 11TH ST	1,851.16
122	G040622	KCSOS	4236	202900	23234	TRANSIT RENEWAL TRAINING FOR MAYRA MEDINA SALINAS	125.00
123	G040622	KERN COUNTY FIRE DEPT. & OFFICE OF	1264	22-000312	23235	FY 21/22 4TH QTR, AGRMNT#501-2017	134,521.25
124	G040622	KERN COUNTY SHERIFF'S OFFICE	220	8806	23236	Q3 4FY 21/22 LAW ENFORCEMENT	1,072,513.00
125	G040622	KERN COUNTY SUP. OF SCHOOLS	25	MAR 2022	23237	MAR 2022: SCHOOL FEES	85,544.14
126	G040622	KERN MACHINERY	4011	101-944688	23238	STREETS #02: BELT, BLADES AND GUIDE	227.28
127	G040622	NAVIA BENEFIT SOLUTIONS	5664	10450788	23239	MAR 2022: MONTHLY MINIMUM FEE	50.00
128	G040622	QUADIENT FINANCE USA, INC	1844	0715 MAR 22	23242	MAR 2022: POSTAGE	219.99
129	G040622	READYREFRESH BY NESTLE	4027	02C0033487406	23243	2/27/22-3/26/22: 5409 7TH ST DRINKING WTR SERVICE	33.94
130	G040622	SCHROETER, THOMAS F.	2732	MAR 2022	23244	MAR 2022: LEGAL SERVICES	10,727.50
131	G040622	SOLENIIS LLC	4012	131983063	23245	POLYMER TOTE USED FOR DAILY CENTRIFUGE DEWATERING	6,265.54
132	G040622	SOUTHWESTERN EQUIPMENT COMPANY	4791	041245	23246	DISPOSAL #14: BODY BOLT KIT	618.03
133	G040622	UNIVAR USA INC	111	50077424	23248	WELL #8 POSO DRIVE: LIQUID CHLORINE	591.05
134	G040622	UNIVAR USA INC	111	50077422	23248	WELL #10 IRIS & GRIFFITH: LIQUID CHLORINE	738.81
135	G040622	UNIVAR USA INC	111	50077423	23248	WELL #7 4TH & POPLAR: LIQUID CHLORINE	591.05
136	G040622	UNIVERSAL URGENT CARE & OCCUPATIONAL MEDICINE INC	5268	EM010744	23249	PHYSICAL POST-OFFER 02/11/22	45.00
137	G040622 Total						1,356,885.00
138	G040422	PG & E COMPANY	85	0008081237-3	23218	UB Farmers Market Parking lot 02/22/22	2,500.00
139	G040422	ADVANCED ENVIRONMENTAL CONCEPTS, INC.	4522	13785	23214	830 7TH ST PHASE 1 ENVIRONMENTAL SITE ASSESSMENT	1,850.00
140	G040422	BAKERSFIELD ELECTRIC MOTOR REPAIR INC	5703	L78113	23215	TEST, CLEAN & REPLACE BEARINGS ON CENTRIFUGE BOWL	797.97
141	G040422	CEN-CAL CONSTRUCTION	3848	2196-02	23216	HSIP CYCLE 9 SAFETY IMPROVEMENTS RETENTION PMT	2,460.00
142	G040422	CUMMINS INC	376	Y8-16409	23217	REPLACEMENT BATTERY	469.16
143	G040422	CUMMINS INC	376	Y8-16512	23217	CENTRAL/MARGALO GENSET REPAIRS	778.26
144	G040422 Total						8,855.39
145						GRAND TOTAL	1,602,273.97



STAFF REPORT City of Wasco

TO: Honorable Mayor and Council Members

FROM: M. Scott Hurlbert, City Manager
Nancy Vera, HR Manager

DATE: April 19, 2022

SUBJECT: Adopt a Resolution Approving the Amended City Annual Calendar for the 2022 Calendar Year.

Recommendation:

Staff recommends the City Council adopt a Resolution approving the amended City Annual Calendar for the 2022 Calendar Year.

Discussion:

The City would like to set forth the 2022 calendar. As identified within the Municipal Code, the first and third Tuesday of each month are set for the regular City Council meetings. Planning Commission meetings are set for the second Monday of each month. The attached calendar also identifies the Friday city offices will be closed and the observed holidays.

Fiscal Impact:

None

Project Number:

None

Attachments:

1. Resolution
2. Calendars Year 2022

RESOLUTION NO. 2022 -

A RESOLUTION OF THE CITY COUNCIL OF WASCO APPROVING THE AMENDED DATES FOR REGULAR MEETINGS OF THE CITY COUNCIL OF THE CITY OF COUNCIL AND REGULAR MEETINGS OF THE PLANNING COMMISSION FOR JANUARY THROUGH DECEMBER 2022.

WHEREAS, the City Council pursuant to Section 2.08.010 of the Municipal Code of the City of Wasco, the Council may, from time to time, by Resolution, change the meetings to be held during any specified period of time; and

WHEREAS, said Calendar outlines City Council meeting dates, Planning Commission meeting dates, scheduled Friday Off for staff members on a 9/80 schedule, and Observed Holidays; and

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Wasco as follows:

SECTION 1: The Regular City Council Meetings will be held on the first and third Tuesdays of the month.

SECTION 2: The Planning Commission meetings will be held on the second Monday of the month.

-o0o-

I HEREBY CERTIFY that the foregoing Resolution No. 2022 - _____ was passed and adopted by the Council of the City of Wasco at a regular meeting thereof held on April 19, 2022, by the following vote:

COUNCIL MEMBERS:

AYES:

NOES:

ABSTAIN:

ABSENT:

GILBERTO REYNA,
MAYOR of the City of Wasco

Attest: _____

MARIA O. MARTINEZ
CITY CLERK and Ex Officio Clerk of
the Council of the City of Wasco

ABOUT THIS TEMPLATE

Select Week Start day and Year to get a customized calendar.

Add you own graphic or image to make it more playful.

Note:

Additional instructions have been provided in column A in CALENDAR worksheet. This text has been intentionally hidden. To remove text, select column A, then select DELETE. To unhide text, select column A, then change font color.



	HOLIDAY
	CITY COUNCIL MEETING
	CLOSED FRIDAYS
	PLANNING MEETING

2022

8/10 Regular Schedule

January

Su	Mo	Tu	We	Th	Fr	Sa
26	27	28	29	30	31	1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31	1	2	3	4	5

February

Su	Mo	Tu	We	Th	Fr	Sa
30	31	1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	1	2	3	4	5
6	7	8	9	10	11	12

March

Su	Mo	Tu	We	Th	Fr	Sa
27	28	1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31	1	2
3	4	5	6	7	8	9

April

Su	Mo	Tu	We	Th	Fr	Sa
27	28	29	30	31	1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
1	2	3	4	5	6	7

May

Su	Mo	Tu	We	Th	Fr	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31	1	2	3	4
5	6	7	8	9	10	11

June

Su	Mo	Tu	We	Th	Fr	Sa
29	30	31	1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	1	2
3	4	5	6	7	8	9

July

Su	Mo	Tu	We	Th	Fr	Sa
26	27	28	29	30	1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31	1	2	3	4	5	6

August

Su	Mo	Tu	We	Th	Fr	Sa
31	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31	1	2	3
4	5	6	7	8	9	10

September

Su	Mo	Tu	We	Th	Fr	Sa
28	29	30	31	1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	1
2	3	4	5	6	7	8

October

Su	Mo	Tu	We	Th	Fr	Sa
25	26	27	28	29	30	1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31	1	2	3	4	5

November

Su	Mo	Tu	We	Th	Fr	Sa
30	31	1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	1	2	3
4	5	6	7	8	9	10

December

Su	Mo	Tu	We	Th	Fr	Sa
27	28	29	30	1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31
1	2	3	4	5	6	7

*9/80 Staff Members reference MOU Section 15 Holiday Schedule for special scheduling rules for Christmas and New Year's Holidays.

ABOUT THIS TEMPLATE

Select Week Start day and Year to get a customized calendar.

Add you own graphic or image to make it more playful.

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	HOLIDAY
	CITY COUNCIL MEETING
	CLOSED FRIDAYS
	PLANNING MEETING

2022

9/80 Regular Schedule

January

Su	Mo	Tu	We	Th	Fr	Sa
26	27	28	29	30	31	1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31	1	2	3	4	5

February

Su	Mo	Tu	We	Th	Fr	Sa
30	31	1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	1	2	3	4	5
6	7	8	9	10	11	12

March

Su	Mo	Tu	We	Th	Fr	Sa
27	28	1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31	1	2
3	4	5	6	7	8	9

April

Su	Mo	Tu	We	Th	Fr	Sa
27	28	29	30	31	1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
1	2	3	4	5	6	7

May

Su	Mo	Tu	We	Th	Fr	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31	1	2	3	4
5	6	7	8	9	10	11

June

Su	Mo	Tu	We	Th	Fr	Sa
29	30	31	1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	1	2
3	4	5	6	7	8	9

July

Su	Mo	Tu	We	Th	Fr	Sa
26	27	28	29	30	1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31	1	2	3	4	5	6

August

Su	Mo	Tu	We	Th	Fr	Sa
31	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31	1	2	3
4	5	6	7	8	9	10

September

Su	Mo	Tu	We	Th	Fr	Sa
28	29	30	31	1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	1
2	3	4	5	6	7	8

October

Su	Mo	Tu	We	Th	Fr	Sa
25	26	27	28	29	30	1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31	1	2	3	4	5

November

Su	Mo	Tu	We	Th	Fr	Sa
30	31	1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	1	2	3
4	5	6	7	8	9	10

December

Su	Mo	Tu	We	Th	Fr	Sa
27	28	29	30	1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31
1	2	3	4	5	6	7

*9/80 Staff Members reference MOU Section 15 Holiday Schedule for special scheduling rules for Christmas and New Year's Holidays.



STAFF REPORT City of Wasco

TO: Honorable Mayor and Council Members

FROM: M. Scott Hurlbert, City Manager
Maria Lara, Assistant City Manager

DATE: April 19, 2022

SUBJECT: Adopt A Resolution Approving The Submittal of an Application to PG&E Better Together Giving Program and Authorize the City Manager or his Designee a Signature Authority for the Execution of the Grant Agreement and any Amendments Thereto.

Recommendation:

Staff recommends the City Council adopt the Resolution.

Discussion:

The City of Wasco is interested in collaborating with PG&E through their Better Together Giving Program. The Better Together Giving Program is sponsored by both PG&E and The PG&E Corporation Foundation (Foundation), (an independent 501(c)(3)) private foundation). The [Better Together Local Giving Program](#) provides grants every year to 501(c)(3) nonprofit organizations, schools, and local governments across Northern and Central California. These investments can come from PG&E or from The PG&E Corporation Foundation, and generally focus on four areas: education and workforce development, economic and community vitality, the environment, and emergency preparedness.

PG&E's community investment program is funded entirely by shareholders and has no impact on our customers' electric or natural gas rates.

The City will submit an application to PG&E Better Together Giving Program requesting a \$5,000 donation to focus on Economic and Community Vitality projects benefiting Wasco residents. The application deadline is Friday, April 29, 2022.

Fiscal Impact:

No local match is required. Due to the grant amount, no project number is required.

Project Number: None

Attachments:

1. Resolution

RESOLUTION NO. 2022 -

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WASCO APPROVING THE SUBMITTAL OF AN APPLICATION TO PG&E BETTER TOGETHER GIVING PROGRAM AND AUTHORIZE THE CITY MANAGER OR HIS DESIGNEE AS THE SIGNATURE AUTHORITY FOR THE EXECUTION OF THE GRANT AGREEMENT AND ANY AMENDMENTS THERETO.

WHEREAS, the City of Wasco wishes to apply and receive an allocation of funds through PG&E Better Together Giving Program; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Wasco authorizes the submittal of an application to the PG&E Better Together Giving Program for which the city is eligible.

BE IT FURTHER RESOLVED that the City Manager or his designee is hereby authorized and empowered to execute in the name of the City of Wasco all grant documents, including but not limited to applications, agreements, amendments, reports, and requests for payment, necessary to secure grant funds and implement the approved grant project.

-o0o-

I HEREBY CERTIFY that the foregoing Resolution No. 2022 - _____ was passed and adopted by the Council of the City of Wasco at a regular meeting thereof held on April 19, 2022, by the following vote:

COUNCIL MEMBERS:

AYES:

NOES:

ABSTAIN:

ABSENT:

GILBERTO REYNA,
MAYOR of the City of Wasco

Attest: _____

MARIA O. MARTINEZ
CITY CLERK and Ex Officio Clerk of
the Council of the City of Wasco



STAFF REPORT City of Wasco

TO: Honorable Mayor and Council Members

FROM: M. Scott Hurlbert, City Manager
Maria O, Martinez, Administrative Manager

DATE: April 19, 2022

SUBJECT: A request to conduct a public hearing to receive oral comments concerning unmet transit needs, consider comments, if any, and adopt the Resolution Establishing Unmet Transit Needs Finding for Fiscal Year 2022-2023.

Recommendation:

Staff recommends the City Council conduct a Public Hearing and adopt the resolution.

BACKGROUND:

The Transportation Development Act of 1971 (TDA), as amended, provides for the disbursement of funds from the Local Transportation Fund for various eligible transportation uses. The funds are distributed by the Kern Council of Governments (Kern COG) in its capacity as the Regional Transportation Planning Agency. An eligible claimant wishing to receive TDA funding through Kern COG must conduct an annual review of the transit needs of the individuals and groups in the community.

DISCUSSION:

Kern Council of Governments is required to define "unmet needs" and "reasonable to meet", and has defined them as follows:

Unmet Need:

An unmet transit need exists if an individual of any age or physical condition is unable to transport himself or herself due to deficiencies in the existing transportation system. Excluded are 1) Those requests for minor operational improvements, and 2) Those improvements funded and scheduled for implementation in the following year.

Reasonable to Meet:

- A. Operational Feasibility: The requested improvement must be safe to operate, and there must be adequate roadways for transit vehicles.

- B. Duplication of Service: The proposed service shall not duplicate other transit services.
- C. Timing: The proposed service shall be in response to an existing rather than a future need
- D. Service must meet the legally required farebox ratio (Public Utilities Code Sections 99268.2, 99268.5 and (California Code of Regulation Sections 6633.2, 6633.5) with fares close to fares of similar service." The legal farebox ratio is 10%.

The hearing was duly noticed 30 days (February 17, 2022) prior to this evening. It would be appropriate to open the Public Hearing and receive written, and oral comments regarding any "unmet transit need" and determine whether these "needs are reasonable to meet." The documentation of the Public Hearing will be forwarded to Kern COG.

PROJECT NUMBER:

None

FISCAL IMPACT:

No Impact

ATTACHMENTS:

1. Resolution

RESOLUTION NO. 2022 -

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WASCO DECLARING THERE ARE NO UNMET TRANSIT NEEDS THAT CAN REASONABLY BE MET WITHIN THE CITY OF WASCO

WHEREAS, the City Council of the City of Wasco, on April 19, 2022, conducted a public hearing for the purpose of receiving oral and written testimony regarding unmet transit needs for the incorporated area of the City of Wasco; and

WHEREAS, pursuant to Public Utilities Code 99401.5, Kern Council of Governments (Kern COG) is required to establish and define the terms "unmet transit needs." Kern COG Resolution 90-04 defines "unmet transit needs" as follows: "An unmet transit need exists if an individual of any age or physical condition is unable to transport himself or herself due to deficiencies in the existing transportation system. Excluded are 1) Those requests for minor operational improvements and 2) Those improvements funded and scheduled for implementation in the following year. The term "reasonable to meet" is defined: A) Operational Feasibility: The requested improvement must be safe to operate, and there must be adequate roadways for transit vehicles; B) Duplication of Service: The proposed service shall not duplicate other transit services; C) Timing: The proposed service shall be in response to an existing rather than a future need; and D) Service must meet the legally required farebox ratio (PUC Sections 99268.2, 99268.5 and CAC Sections 6633.2, 6633.5) with fares close to fares of similar service."; and,

WHEREAS, a public hearing was duly advertised and held on April 19, 2022, to receive public comments regarding unmet transit needs that are reasonable to meet; and,

WHEREAS, the City of Wasco is required to submit findings from the annual unmet transit needs public hearing to Kern COG by the end of April 2022.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Wasco as follows:

SECTION 1: That it does hereby find that within the City of Wasco, there are no unmet transit needs that can be reasonably met through modification or expansion of the Wasco transportation system.

SECTION 2: The City claims its share of Transportation Development Act Funds for FY 2022-2023.

SECTION 3: The Administrative Manager is directed to submit this finding and the supporting documentation to Kern COG.

-oOo-

I HEREBY CERTIFY that the foregoing Resolution No. 2022 - was passed and adopted by the Council of the City of Wasco at a regular meeting thereof held on April 19, 2022, by the following vote:

COUNCIL MEMBERS:

AYES:

NOES:

ABSTAIN:

ABSENT:

Attest: _____

GILBERTO REYNA,
MAYOR of the City of Wasco

MARIA O. MARTINEZ
CITY CLERK and Ex Officio Clerk of
the Council of the City of Wasco

PROOF OF PUBLICATION

(2015.5C.C.P.)
(GENERAL FORM)

STATE OF CALIFORNIA } ss.
County of Kern

I, the undersigned, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a part of or interested in the above entitled matter. I am the chief clerk/publisher of the *Wasco Tribune*, a newspaper of general circulation, published weekly, in the City of Wasco, County of Kern, and which newspaper has been adjudged a newspaper of general circulation and published by the Superior court order number 183950, of the county of Kern; that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and in any supplement thereof on the following dates, to-wit:

February 17, 2022

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Diane Givens, JM
(Signature)

Executed on **February 17, 2022**
at Shafter, California

The *Wasco Tribune*
PO Box 789
Shafter, CA 93263

Phone (661)292-5100

PUBLIC NOTICE

Notice of Public Hearing City Council of the City of Wasco

April 19, 2022

NOTICE IS HEREBY GIVEN that a public hearing will be held before the City of Wasco City Council on Tuesday, April 19, 2022, at 6:00 pm or soon thereafter. Due to current COVID-19 restrictions, this meeting will be conducted utilizing teleconferencing and electronic means consistent with Executive Order N-29-20, issued by Governor Gavin Newsom on March 17, 2020. For more information, or to confirm the format this meeting will be conducted in, please contact the City of Wasco City Clerk at 661-758-7215 or cityclerk@cityofwasco.org

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WASCO DECLARING THERE ARE NO UNMET TRANSIT NEEDS THAT CAN REASONABLY BE MET WITHIN THE CITY OF WASCO

The supporting documents may be viewed during normal business hours at City Hall located at 746 8th Street, Wasco, California 93280. Any person wishing to testify on the above resolution or the adoption of the resolution may appear before the City Council at their hearing on April 19, 2022, or may submit written comments on or before April 19, 2022.

If you challenge this resolution or any aspect of it in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the City of Wasco City Clerk, 746 8th Street, Wasco, California 93280 at or prior to the public hearing.

If you need special assistance to participate in the meeting described in this notice, please contact the City Clerk's Office at (661) 758-7215 (or via California Relay Service) to make reasonable arrangements to ensure accessibility to this meeting. Requests for assistance should be made at least 2 days in advance whenever possible.

If you have any questions you may contact Maria O. Martinez, City Clerk at (661) 758-7215.

/s/Maria O. Martinez, City Clerk
Publish *Wasco Tribune* February 17, 2022



STAFF REPORT City of Wasco

TO: Honorable Mayor and Council Members

FROM: M. Scott Hurlbert, City Manager
Tom Schroeter, City Attorney
Isarel Perez-Hernandez, Finance Director
Luis Villa, Public Works Director

DATE: April 19, 2022

SUBJECT: Conduct a Public Hearing and Adopt a Resolution Approving the 5-year solid waste rate adjustment schedule for customers of record (property owners or tenants).

RECOMMENDATIONS:

Staff recommends the City Council to:

1. Receive reports from the City Manager and Staff
2. Conduct a public hearing to receive comments
3. Start the Tabulation process and report from the City Clerk
4. If tabulation is insufficient City Council can Adopt the Resolution; or
5. If tabulation is sufficient City Council will adjourn the item and schedule a date to complete the validation.

BACKGROUND:

The staff has worked with R3 Consultant since September of 2020 to complete a rate study for the City's solid-waste rates and to identify the revenue necessary to fund expected expenses of current solid-waste services as well as State Mandated recycling and organic services. In order for the revenue to meet the expected needs, the rates will need to be adjusted to provide sufficient funding. Charges for these services are property-related charges subject to Proposition 218 and a majority protest proceeding. On February 08, 2022, Council approved the mailing of notices to affected property owners and customers of record and called for a Public Hearing. Notices were mailed out to all the affected properties the first week of March. One written protest per parcel, filed by an owner or tenant of the parcel, shall be counted in calculating a majority protest to the proposed increase in rates. If no majority protest exists, Council may approve the resolution to adopt the proposed solid-waste rates set to start July 01, 2022.

Schedule

The following summarizes the proposed rate adoption steps and schedule.

When	What
November 03, 2021	Special Council Study Session: Upcoming Sanitation Service Expansion and Fiscal Impacts
November 16	Regular Council Meeting: Approve solid waste ordinance first reading and American Refuse franchise agreement
November 17	Begin developing and implementing public education and outreach program
December 7	Regular Council Meeting: Approve ordinance on second reading
December 14	Special Council Study Session <ul style="list-style-type: none">• Consider the R3 rate study• Review draft Proposition 218 rate notice
February 08, 2022	Special Council Study Session <ul style="list-style-type: none">• Conceptually affirm preference for Scenario 2A-NEW• Review requested retained expense data.• Review/Approve draft Proposition 218 rate notice
March 01-03, 2022	Mail Proposition 218 rate notices (at least 45 days before rate hearing)
April 19, 2022	Regular Council Meeting (public hearing): Approve multi-year rate increase
July 1	<ul style="list-style-type: none">• Implement first across-the-board residential and commercial rate increases

On February 17, 2022, the City Council adopted Resolution No. 2022- 3704 approving guidelines for submission and tabulation of protests which is attached hereto this report for your reference.

This evening after the presentation the City Council will conduct a public hearing and receive comments. After the comments have been heard the City Council will close the public hearing and start the tabulation process.

The City Clerk will tabulate the protest letters if the number of protests received is insufficient to constitute a majority protest, the City Clerk may announce the absence of a majority protest in which case the protest process ends and the City Council may adopt the resolution.

If the City Clerk determines that an apparent majority protest has been received and will require additional time to validate the protests, she shall so advise the City Council which may adjourn the item and schedule a date to complete the validation of the protest

letters.

FISCAL IMPACT:

No fiscal impact

ATTACHMENTS:

1. Resolution No. 2022-3704 Guidelines Submission and tabulation of protest.
2. Resolution
3. Exhibit A - Solid-Waste Rate Schedule
4. Proof of Publication

RESOLUTION NO. 2022 - 3704

A RESOLUTION OF THE CITY OF WASCO APPROVING GUIDELINES FOR THE SUBMISSION AND TABULATION OF PROTESTS IN CONNECTION WITH ENTERPRISE RATE HEARINGS CONDUCTED PURSUANT TO ARTICLE XIID, SECTION 6 OF THE CALIFORNIA CONSTITUTION

BE IT RESOLVED, by the City Council of the City of Wasco, California as follows:

WHEREAS, Article XIID, Section 6 of the California Constitution requires the City Council to consider written protests to certain proposed increases to utility charges; and

WHEREAS, this constitutional provision does not offer specific guidance as to who may submit protests, how written protests are to be submitted, or how the City is to tabulate protests.

WHEREAS, upon adoption of this resolution, any and all resolutions, or rules or regulations of this City in conflict with it, shall be repealed and shall have no further force or effect. This resolution supersedes all prior resolutions of the City to the extent that such resolutions established guidelines for the submission and tabulation of protests in connection with rate hearings conducted by the City pursuant to Article XIID, Section 6 of the California Constitution.

NOW IT IS, THEREFORE, RESOLVED by the City Council of the City of Wasco that when notice of a public hearing with respect to the adoption or increase of Enterprise Rate charges has been given by the City pursuant to Article XIID, Section 6(a) of the California Constitution, the following shall apply:

SECTION 1: Definitions.

Unless the context plainly indicates another meaning was intended, the following definitions shall apply in the construction of these guidelines.

- A. "Parcel" means a County Assessor's parcel the owner or occupant of which is subject to the proposed charge that is the subject of the hearing.
- B. "Record customer" and "customer of record" mean the person or persons whose name or names appear on the City records as the person who has contracted for, or is obligated to pay for, utility services to a particular utility account.

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- C. "Record owner" or "parcel owner" means the person or persons whose name or names appear on the County Assessor's latest equalized assessment roll as the owner of a parcel.
- D. A "fee protest proceeding" is not an election, but the City Clerk will maintain the confidentiality of protests as provided below and will maintain the security and integrity of protests at all times.

SECTION 2: Notice Delivery.

Notice of proposed rates and public hearing shall be as follows:

- A. The City shall give notice of proposed charges via U.S. mail to all record owners and customers of record served by the City.
- B. The City will post the notice of proposed charges and public hearing at its official posting sites.

SECTION 3: Protest Submittal.

- A. Any record owner or customer of record who is subject to the proposed utility charge that is the subject of the hearing may submit a written protest to the City Clerk, by:
 - (i) Delivery to the City Clerk's Office at 746 8th Street, Wasco, CA, 93280 during published business hours.
 - (ii) Mail to City Clerk at 746 8th Street, Wasco, CA 93280 or
 - (iii) Written protest can be submitted during the public hearing by placing protests in the City's Mailbox located at City Hall 746 8th street, Wasco Ca 93280 prior to the conclusion of the public hearing. Written protests submitted during the public hearing will be collected from the city hall mailbox and will be counted with the other protests received.
- B. Protests must be received prior to the conclusion of the public hearing, including those mailed to the City. No postmarks will be accepted; therefore, any protest not physically received prior to the close of the public hearing, whether or not mailed prior to the close of the public hearing, shall not be counted.
- C. Because an original signature is required, emailed, faxed and photocopied protests shall not be counted

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- D. Oral comments at the public hearing will not qualify as a formal protest unless accompanied by a written protest; but the City Council; welcomes input from the community during the public hearing on the proposed charges.

SECTION 4: Protest Requirements.

- A. A written protest must include:

- (i) A statement that it is a protest against the proposed charge that is the subject of the hearing.
- (ii) Name of the record owner or customer of record who is submitting the protest;
- (iii) Identification of assessor's parcel number, street address, or utility account number of the parcel with respect to which the protest is made;
- (iv) Original signature and legibly printed name of the record owner or customer of record who is submitting the protest.

- B. Protests shall not be counted if any of the required elements (i thru iv) outlined in the preceding subsection "A." are omitted.

SECTION 5: Protest Withdrawal.

Any person who submits a protest may withdraw it by submitting to the City Clerk a written request that the protest be withdrawn. The withdrawal of a protest shall contain sufficient information to identify the affected parcel and the name of the record owner or customer of record who submitted both the protest and the request that it be withdrawn.

SECTION 6: Multiple Record Owners or Customers of Record.

- A. Each record owner or customer of record of a parcel served by the City may submit a protest. This includes instances where:
- (i) A parcel is owned by more than one record owner or more than one name appears on the City's records as the customer of record for a parcel, or
 - (ii) A customer of record is not the record owner, or

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- (iii) A parcel includes more than one record customer, or
- (iv) Multiple parcels are served via a single utility account, as master-metered multiple-family residential units.

B. Only one protest will be counted per parcel as provided by Government Code Section 53755(b).

SECTION 7: Transparency, Confidentiality, and Disclosure.

- A. To ensure transparency and accountability in the fee protest tabulation while protecting the privacy rights of record owners and customers of record, protests will be maintained in confidence until tabulation begins following the public hearing.
- B. Once a protest is opened during the tabulation, it becomes a disclosable public record, as required by state law, and will be maintained in City files for two years.

SECTION 8: City Clerk.

The City Clerk shall not accept as valid any protest if he or she determines that any of the following is true:

- A. The protest does not state its opposition to the proposed charges.
- B. The protest does not name the record owner or record customer of the parcel identified in the protest as of the date of the public hearing.
- C. The protest does not identify a parcel served by the City that is subject to the proposed charge.
- D. The protest does not bear an original signature of the named record owner of, or record customer with respect to, the parcel identified on the protest.
- E. The protest was altered in a way that raises a fair question as to whether the protest actually expresses the intent of a record owner or a customer of record to protest the charges.
- F. The protest was not received by the City Clerk before the close of the public hearing on the proposed charges.

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- G. A written request to withdraw the protest was received prior to the close of the public hearing on the proposed charges.

SECTION 9: City Clerk's Decisions Final.

The City Clerk's decision that a protest is not valid shall constitute a final action of the City and shall not be subject to any internal appeal.

SECTION 10: Majority Protest.

- A. A majority protest exists if written protests are timely submitted and not withdrawn by the record owners of, or customers of record with respect to, a majority (50% plus one) of the parcels subject to the proposed charge.
- B. While the City may inform the public of the number of parcels served by the City when a notice of proposed rates is mailed, the number of parcels within the city limits plus parcels with active customer accounts (affected by the proposed service charges) served by the City outside the city limits on the date of the hearing shall control in determining whether a majority protest exists.

SECTION 11: Tabulation of Protests.

At the conclusion of the public hearing, the City Clerk shall tabulate all protests received, including those received during the public hearing. However, no attempt will be made to validate the protest letters received only to establish whether the potential number of protests received is insufficient to constitute a majority protest.

SECTION 12: Report of Tabulation.

If the number of protests received is insufficient to constitute a majority protest, the City Clerk may announce the absence of a majority protest in which case the protest process ends.

If the City Clerk determines that an apparent majority protest has been received and will require additional time to validate the protests, he or she shall so advise the City Council, which may adjourn the meeting to allow the validation to be completed on another day or days.

The City Council shall declare the time and place of validation, which shall be conducted in a place where interested members of the public may observe the validation. The City Clerk shall ensure the tabulated protests are sealed and secured until the validation can occur.

SECTION 13: This resolution will become effective immediately upon adoption.

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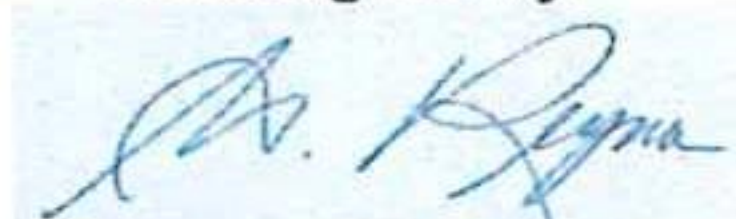
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I HEREBY CERTIFY that the foregoing Resolution No. 2022 - 3704 was passed and adopted by the Council of the City of Wasco at a special meeting thereof held on February 17, 2022, by the following vote:

COUNCIL MEMBERS:

AYES:	REYNA,PALLARES,GARCIA,LYNCH,MARTINEZ
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

DocuSigned by:

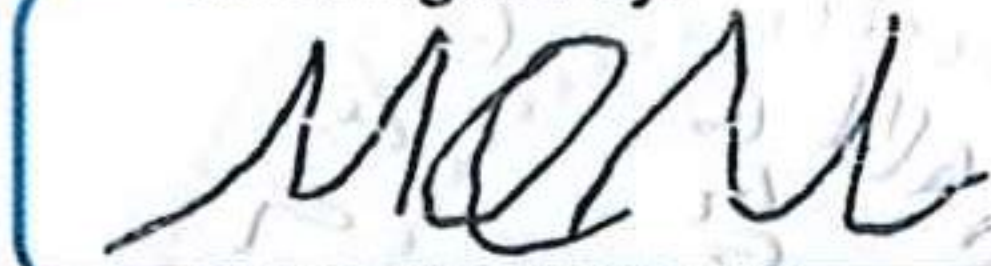


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GILBERTO REYNA,
MAYOR of the City of Wasco

Attest: 2/22/2022

DocuSigned by:



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MARIA O. MARTINEZ
CITY CLERK and Ex Officio Clerk of
the Council of the City of Wasco

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RESOLUTION NO. 2022 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WASCO APPROVING THE SOLID WASTE FIVE YEAR RATE SCHEDULE FOR CUSTOMERS OF RECORD (PROPERTY OWNER OR TENANT)

WHEREAS, the City Council held a Special Council Meeting on December 14, 2021, to discuss the findings and recommendations provided by R3 Consultant.

WHEREAS, the City Council held a Special Council Meeting on February 08, 2022, to further discuss the hidden cost of outsourcing solid-waste rates, and

WHEREAS, the City Council held a Special Council Meeting on February 08, 2022, reviewed and approved the draft Proposition 218 Notice, and

WHEREAS, the City Council held a Special Council Meeting on February 17, 2022, to discuss and approve a resolution establishing guidelines for the submission and tabulation of protests in connection with Enterprise Rate Hearings conducted pursuant to Article XIId, section 6 of the California Constitution

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Wasco as follows:

SECTION 1: the City council of the City of Wasco that the Solid-Waste Collection and Processing rates are attached as Exhibit A hereto.

SECTION 2: the City Council of the City of Wasco hereby finds and determines that:

- a) The City has complied with each of the requirements of Section 6 of Article XIId of the California Constitution with respect to the actions taken by this Resolution.
- b) The rates established by the Resolution do not exceed the amounts permissible under Article XIId, and the solid waste charge is not a tax.
- c) A majority protest as defined by Section 6(b) of Article XIId of the California Constitution does not exist with respect to the revision of the schedule of solid waste charges.

-o0o-

I HEREBY CERTIFY that the foregoing Resolution No. 2022-_____ was passed and adopted by the Council of the City of Wasco at a regular meeting thereof held on April 19, 2022, by the following vote:

COUNCIL MEMBERS:

AYES:

NOES:

ABSTAIN:

ABSENT:

Attest:

GILBERTO REYNA,
MAYOR of the City of Wasco

MARIA O. MARTINEZ
CITY CLERK and Ex Officio Clerk of
the Council of the City of Wasco



	B	C	D	E	F	G	H
1	City of Wasco						
2	Solid-Waste (Sanitation) 5 year Rate Schedule						
3	DESCRIPTION	BASE/FLAT	7/1/2022	7/1/2023	7/1/2024	7/1/2025	7/1/2026
4	Residential		20%	17%	10%	10%	5%
5	Commercial		85%	17%	10%	10%	5%
6							
7	REFUSE 1 HOUSE	\$ 28.12	\$ 33.74	\$ 39.48	\$ 43.43	\$ 47.77	\$ 50.16
8	REFUSE 2 HOUSES	\$ 56.24	\$ 67.49	\$ 78.96	\$ 86.86	\$ 95.54	\$ 100.32
9	XTRA BLK CONTAINER	\$ 11.40	\$ 13.68	\$ 16.01	\$ 17.61	\$ 19.37	\$ 20.34
10	XTRA GREEN CONTAINER	\$ 11.40	\$ 13.68	\$ 16.01	\$ 17.61	\$ 19.37	\$ 20.34
11	100 GALLON CART X 2	\$ 37.61	\$ 69.58	\$ 81.41	\$ 89.55	\$ 98.50	\$ 103.43
12	100 GALLON CART X 5	\$ 94.04	\$ 173.97	\$ 203.55	\$ 223.90	\$ 246.29	\$ 258.61
13	1/4 - 300 GAL CONT 2XWK	\$ 28.22	\$ 52.21	\$ 61.08	\$ 67.19	\$ 73.91	\$ 77.60
14	1/3 - 300 GAL CONT 5XWK	\$ 94.05	\$ 173.99	\$ 203.57	\$ 223.93	\$ 246.32	\$ 258.64
15	1/2 - 300 GAL CONT 2XWK	\$ 56.44	\$ 104.41	\$ 122.16	\$ 134.38	\$ 147.82	\$ 155.21
16	1/2 - 300 GAL CONT 5XWK	\$ 141.05	\$ 260.94	\$ 305.30	\$ 335.83	\$ 369.42	\$ 387.89
17	1/8 - METAL BIN 2XWK	\$ 28.22	\$ 52.21	\$ 61.08	\$ 67.19	\$ 73.91	\$ 77.60
18	1/8 - METAL BIN 5XWK	\$ 70.54	\$ 130.50	\$ 152.68	\$ 167.95	\$ 184.75	\$ 193.98
19	1/4 - METAL BIN 2XWK	\$ 56.44	\$ 104.41	\$ 122.16	\$ 134.38	\$ 147.82	\$ 155.21
20	1/4 - METAL BIN 5XWK	\$ 141.05	\$ 260.94	\$ 305.30	\$ 335.83	\$ 369.42	\$ 387.89
21	2/3 - 300 GAL CONT 2XWK	\$ 75.23	\$ 139.18	\$ 162.84	\$ 179.12	\$ 197.03	\$ 206.88
22	2/3 - 300 GAL CONT 5XWK	\$ 188.07	\$ 347.93	\$ 407.08	\$ 447.79	\$ 492.56	\$ 517.19
23	3/4 - 300 GAL CONT 2XWK	\$ 84.64	\$ 156.58	\$ 183.20	\$ 201.52	\$ 221.68	\$ 232.76
24	3/4 - 300 GAL CONT 5XWK	\$ 211.57	\$ 391.40	\$ 457.94	\$ 503.74	\$ 554.11	\$ 581.82
25	1- 300 GAL CONT 2XWK	\$ 112.85	\$ 208.77	\$ 244.26	\$ 268.69	\$ 295.56	\$ 310.34
26	1- 300 GAL CONT 5XWK	\$ 282.10	\$ 521.89	\$ 610.61	\$ 671.67	\$ 738.83	\$ 775.77
27	1/2 - METAL BIN 2XWK	\$ 112.85	\$ 208.77	\$ 244.26	\$ 268.69	\$ 295.56	\$ 310.34
28	1/2 - METAL BIN 5XWK	\$ 282.10	\$ 521.89	\$ 610.61	\$ 671.67	\$ 738.83	\$ 775.77
29	REFUSE 1.5 CY 2XWK	\$ 113.17	\$ 209.36	\$ 244.96	\$ 269.45	\$ 296.40	\$ 311.22
30	1 - METAL BIN 2XWK	\$ 225.68	\$ 417.51	\$ 488.48	\$ 537.33	\$ 591.07	\$ 620.62
31	1 - METAL BIN 5XWK	\$ 564.19	\$ 1,043.75	\$ 1,221.19	\$ 1,343.31	\$ 1,477.64	\$ 1,551.52

PROOF OF PUBLICATION

(2015.5C.C.P.)
(GENERAL FORM)

STATE OF CALIFORNIA } ss.
County of Kern

I, the undersigned, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a part of or interested in the above entitled matter. I am the chief clerk/publisher of the *Wasco Tribune*, a newspaper of general circulation, published weekly, in the City of Wasco, County of Kern, and which newspaper has been adjudged a newspaper of general circulation and published by the Superior court order number 183950, of the county of Kern; that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and in any supplement thereof on the following dates, to-wit:

Publish March 3, 2022

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Diane Givens, JM
(Signature)

Executed on **March 3, 2022**
at Shafter, California

The *Wasco Tribune*
PO Box 789
Shafter, CA 93263

Phone (661)292-5100

PUBLIC NOTICE

City of Wasco

NOTICE OF PUBLIC HEARING

www.cityofwasco.org

Teleconference/Video Conference
Meeting Only (COVID-19)

In compliance with AB361 and the Resolution Declaring the Existence of a Local Emergency Relating to the COVID-19 Pandemic, adopted by the City of Wasco City Council, and other public meetings are currently Teleconference/Video Conference Meetings Only to align with local and federal guidelines and social distancing recommendations for the containment of the coronavirus. Members of the public may participate in the public meetings (including making live comments during the public comment period) by joining the conference using Zoom—an on-line meeting platform—or submitting written comments electronically before and during the meeting via email at cityclerk@cityofwasco.org.

Instructions for accessing and participating in the Zoom meeting and submitting written comments will be posted along with the meeting agenda by or before 6:00 p.m. Friday, April 15, 2022. To access this information, please visit the city website at www.cityofwasco.org and choose Agenda Center and then select the appropriate meeting to access the agenda material.

NOTICE IS HEREBY GIVEN that pursuant to Article XIID of the California Constitution, the City of Wasco is proposing the following:

Hearing Title:

Public Hearing on Proposed Solid Waste Rate Changes

Date of Hearing: Tuesday,
April 19, 2022, 6:00 p.m.

Location (of the project): Citywide

Project Description: The City of Wasco is proposing rate adjustments to be assessed to recover the cost of providing solid waste services (Trash, Green Waste, Recyclables, and Organic Waste) to comply with SB 1383 State mandates.

Environmental Determination: N/A

At the link noted above, a detailed staff report for this item will be published on the City of Wasco website by or before 6:00 p.m. on Friday, April 15, 2022.

For further information on this matter, please contact Maria O. Martinez, City Clerk (661)758-7215, cityclerk@cityofwasco.org

Suppose you challenge the proposed action in court. In that case, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to City Council at or prior to the Public Hearing. Further information may be obtained from the Office of the City Clerk at (661)-758-7215.

/s/ Maria O. Martinez, City Clerk

Publish *Wasco Tribune* March 3, 2022

PROOF OF PUBLICATION

(2015.5C.C.P.)
(GENERAL FORM)

STATE OF CALIFORNIA } ss.
County of Kern

I, the undersigned, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a part of or interested in the above entitled matter. I am the chief clerk/publisher of the *Wasco Tribune*, a newspaper of general circulation, published weekly, in the City of Wasco, County of Kern, and which newspaper has been adjudged a newspaper of general circulation and published by the Superior court order number 183950, of the county of Kern; that the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and in any supplement thereof on the following dates, to-wit:

Publish March 3, 2022

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Diane Givens, JM
(Signature)

Executed on March 3, 2022
at Shafter, California

The *Wasco Tribune*
PO Box 789
Shafter, CA 93263

Phone (661)292-5100

PUBLIC NOTICE

Ciudad de Wasco

AVISO DE AUDIENCIA PÚBLICA

www.cityofwasco.org

Solo reunión por teleconferencia/videoconferencia (COVID-19)

En cumplimiento con AB361 y la Resolución que declara la existencia de una emergencia local relacionada con la pandemia de COVID-19, adoptada por el Concejo Municipal de la Ciudad de Wasco, y otras reuniones públicas son actualmente reuniones de teleconferencia / videoconferencia solo para alinearse con las guías locales y federales y las recomendaciones de distanciamiento social para la contención del coronavirus. Los miembros del público pueden participar en las reuniones públicas (incluyendo hacer comentarios en vivo durante el período de comentarios públicos) uniéndose a la conferencia utilizando Zoom, una plataforma de reuniones en línea, o enviando comentarios escritos electrónicamente antes y durante la reunión por correo electrónico a cityclerk@cityofwasco.org.

Las instrucciones para acceder y participar en la reunión de Zoom y enviar comentarios por escrito se publicarán junto con la agenda de la reunión antes de las 6:00 p.m. Viernes 15 de abril de 2022. Para acceder a esta información, visite el sitio web de la ciudad en www.cityofwasco.org y elija Centro de Agenda y luego seleccione la reunión apropiada para acceder al material de la agenda.

POR LA PRESENTE SE NOTIFICA que de conformidad con el Artículo XIID de la Constitución de California, la Ciudad de Wasco propone lo siguiente:
Título de la audiencia: Audiencia pública sobre los cambios propuestos en la tasa de residuos sólidos
Fecha de la audiencia: Martes 19 de abril de 2022, 6:00 p.m.
Ubicación (del proyecto): En toda la ciudad
Descripción del proyecto: La Ciudad

de Wasco está proponiendo ajustes de tarifas que se evaluarán para recuperar el costo de proporcionar servicios de desechos sólidos (basura, desechos verdes, reciclables y desechos orgánicos) para cumplir con los mandatos estatales de SB 1383.

Determinación Ambiental: N/A

En el enlace mencionado anteriormente, se publicará un informe detallado del personal para este artículo en el sitio web de la Ciudad de Wasco antes de las 6:00 p.m. del viernes 15 de abril de 2022.

Para obtener más información sobre este asunto, comuníquese con María O. Martínez, Secretaria de la Ciudad (661) 758-7215, cityclerk@cityofwasco.org

Supongamos que impugna la acción propuesta en la corte. En ese caso, puede estar limitado a plantear solo aquellos problemas que usted o alguien más planteó en la Audiencia Pública descrita en este aviso o en la correspondencia escrita entregada al Concejo Municipal en o antes de la Audiencia Pública. Se puede obtener más información en la Oficina del Secretario de la Ciudad al (661)-758-7215.

/s/ María O. Martinez, City Clerk
Publicado en el *Wasco Tribune*: 3 de Marzo de 2022



STAFF REPORT City of Wasco

TO: Honorable Mayor and Council Members

FROM: M. Scott Hurlbert, City Manager
Keri Cobb, Community Development Director
Tom Schroeter, City Attorney

DATE: April 19, 2022

SUBJECT: Adopt a Resolution of the City Council of the City of Wasco upholding, or adopt a resolution overturning, the City of Wasco Planning Commission's decision to deny an extension request for Conditional Use Permit 18-06, A Conditional Use Permit to allow off-site alcohol sales at a new 24-hour convenience store and service station at 1300 Highway 46

Recommendation:

Staff recommends that the City Council adopt one of the following resolutions:

A resolution of the City Council of the City of Wasco upholding the City of Wasco Planning Commission's decision to deny an extension request for Conditional Use Permit 18-06, a conditional use permit to allow off-site alcohol sales at a new 24-hour convenience store and service station at 1300 Highway 46

Or

A resolution of the City Council of the City of Wasco overturning the City of Wasco Planning Commission's decision to deny an extension request for Conditional Use Permit 18-06, a conditional use permit to allow off-site alcohol sales at a new 24-hour convenience store and service station at 1300 Highway 46

Background:

On February 11, 2019 the City of Wasco Planning Commission approved Conditional Use Permit 18-06 to allow off-site alcohol sales at a new 24-hour convenience store and service station at 1300 Highway 46 (see Attachment 2). Pursuant to the City of Wasco Zoning Code and Condition #15 of the approved conditions of approval, commencement of construction had to occur within two years of the date of the approval or the conditional use permit would become null and void.

7-Eleven's engineers began communicating with City Staff regarding grading, off-site improvement and building plan submittals in February of 2020 and worked regularly with

City Staff through August of 2020, submitting plans and plan revisions for review. In September of 2020 when City Staff asked for a status update on plans for a required water line relocation, Staff received communication from the project engineer's office that some things were being coordinated and worked out between the developer and owner and they were waiting for direction. Staff stopped receiving communication and plan check submittals on this project shortly thereafter.

In February, 2021 the applicant, Anthony Olivieri, submitted a request for a one-year extension. On March 2, 2021, the Planning Commission approved this request. There was no activity on this project, and City Staff did not receive any updates or communication on this project until February of this year when the applicant requested an additional one-year extension.

On March 14, 2022, the Planning Commission heard the applicant's request for an extension. The applicant was not in attendance at the meeting. The Planning Commission denied the extension request, citing 3 years as an adequate amount of time to begin construction on this project.

Discussion:

On April 5, 2022, Council Meeting, the City Council deferred this item for further review for the April 19, 2022 council meeting.

Despite there being no activity on this project for nearly a year and a half, Planning Staff initially supported the applicant's request for a final one-year extension based on the Planning Commission's previous actions to approve the original project and a subsequent one-year extension.

However, Staff believes that the Planning Commission's denial based on their position that 3 years is adequate time to begin construction on this project is reasonable and fair.

If the City Council upholds the Planning Commission's denial of the extension request, the owner could apply for a new Conditional Use Permit if and when he had a client ready to build on this site. A new Conditional Use Permit application would cost \$3,140 and take approximately 90-120 days to process.

Fiscal Impact:

No direct Fiscal Impact to the City of Wasco

Attachments:

1. Applicant's appeal letter
2. Original Planning Commission Project Approval Staff Report and Resolution
3. 1st Planning Commission 1-year Extension Request – Approved
4. 2nd Planning Commission 1-year Extension Request – Denied
5. Resolution upholding the Planning Commission's denial of an extension request for CUP 18-06
6. Resolution overturning the Planning Commission's denial of an extension request for CUP 18-06



9810 Brimhall Rd.
Bakersfield, CA 93312
661 695 6600 | F 661 327 1221
www.bomar.partners

March 17th, 2022

City of Wasco
Community Development Department
764 E. Street, Wasco, CA 93280

RE: Appeal on denied Extension for Conditional Use Permit 18-06
Pending 7-Eleven/Gas Station Development
1300 Highway 46
Wasco, CA

To Whom It May Concern:

We were informed earlier this week, the City of Wasco Planning Commission denied our request for a one (1) year extension of Conditional Use Permit 18-06. This is very unfortunate given the time and expense we have incurred in connection with this property. Due to circumstances outside of our control, the planned client for this site experienced internal delays, primarily due to COVID 19 and a very large national acquisition they were involved with. These two events essentially stopped progress on all new developments. As a result of these delays, we have diligently been pursuing alternative gas station users that could be a possible replacement for 7-Eleven. As of three weeks ago, there is now interest in the site from another nationally recognized gas station/convenience store operator. To successfully complete a transaction with this prospective client, we must have all entitlements that were granted under CUP 18-06.

Unfortunately, someone from our organization was unable to attend the City Planning Commission meeting to present these facts in person. However, for us to successfully pursue a gas station development for the subject property an extension of CUP 18-06 is required.

As previously stated in the letter I issued for the last extension, we as developers/owners of this site, entered a ground lease with 7-Eleven, wherein we were obligated to deliver the site in roughly the condition it is currently in. The Tenant, 7-Eleven, would be responsible for processing all building permits for construction. Due to the reasons stated above, 7-Eleven was unable to process their building plans, therefore permits were not pursued and no site construction could be performed.

Based on our current level of interest in the site, we anticipate either 7-Eleven will reengage and proceed with their development plans, or a new Tenant will take their place within the next twelve months.

Our appeal of the Planning Commission's decision is based on consideration that without the entitlements granted under CUP 18-06, it will significantly and adversely affect our ability to develop this site in the near term and greatly impact the property's value. Our office has diligently been working to develop this property for over 3 years. We have incurred a great deal of expense in the process. Limiting our ability to develop the site for a gas station use, as allowed under CUP 18-06, will have dire financial consequences.

Please let me know if I can assist with answering any questions related to the appeal of the Planning Commission's denial for a one year extension of CUP 18-06.

Best Regards,

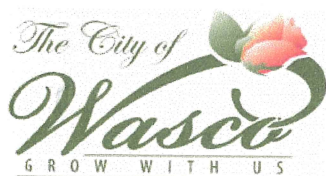


Anthony Olivieri

Principal

anthony@bomar.partners

661-617-1850



AGENDA
PLANNING COMMISSION
Monday, February 11, 2019 – 6:00p.m.
City Council Chambers
746 8th Street, Wasco, California 93280

- 1) CALL TO ORDER**
- 2) FLAG SALUTE**
- 3) INVOCATION**
- 4) ROLL CALL**
- 5) NOMINATIONS AND APPOINTMENT OF OFFICERS**

- a. Nominations and Appointment of Chairman
- b. Nominations and Appointment of Vice Chairman

6) PRESENTATIONS AND AWARDS

7) COMMUNICATIONS FROM THE AUDIENCE:

This portion of the meeting is reserved for persons desiring to address the Commission on any matter not on this agenda and over which the Commission has jurisdiction. Speakers are limited to two (2) minutes.

The Planning Commission will receive your comments but NO ACTION will be taken at this meeting. Should your comments require further consideration by the Planning Commission; the item will be agendaized for a report and discussed at a future Planning Commission meeting. Please state your name and address for the record before making presentation.

8) CONSENT CALENDAR: The Consent Calendar consists of items that in staff's opinion are routine and non-controversial. These items are approved in one motion unless a Councilmember or member of the public removes a particular item.

- a. Approval of September 10th, 2018 Planning Commission Meeting Minutes.
- b. Acknowledge Receipt of Correspondence.

9) REGULAR CALENDAR

- a. Report, Public Hearing and Possible Approval: Resolution No. 19-01 of the Planning Commission of the City of Wasco for Conditional Use Permit 18-06 to allow off-site alcohol sales for a 7-11 Convenience Store.
 - Denying Conditional Use Permit 18-06 and the accompanying categorical exemption.
 - Approving Conditional Use Permit 18-06 and the accompanying categorical exemption.

- b. Report, Public Hearing and Possible Approval: A Resolution of the Planning Commission Resolution No. 19-02 Zoning Ordinance Text Amendment 18-02-Amending Section 7.56.020 (B) Minor Temporary Uses. Amendment of Chapter 17.56 of the City of Wasco Municipal Code, to make Chapter 17.56 consistent with the adopted amendments to Chapter 5.40, Sidewalk Vending and Business Use of Sidewalks.
- c. Invitation to attend the Planning Commission Academy in Long Beach, CA, March 6-9, 2019.

10) COMMUNICATIONS

- a. Report and file Community Development Department Project Monthly Reports for September, October, November, December 2018 and January 2019.
- b. Receive and file Code Enforcement Monthly Reports for September, October, November December 2018 and January 2019
- c. Report and file Building Monthly Reports for September, October, November December 2018.

11) REPORTS FROM CITY STAFF

12) REPORTS FROM COMMISSIONERS

13) ADJOURNMENT

This is to certify that this agenda was posted at Wasco City Hall on February 7th, 2019.


Debra Andreotti, Deputy City Clerk

All agenda item supporting documentation is available for public review in the office of the Community Development Department 764 E Street, Wasco, CA 93280 during regular business hours, 7:30 a.m. – 5:00 p.m. Monday through Thursday and 8-5pm Friday (closed alternate Friday's), following the posting of the agenda. Any supporting documentation that relates to an agenda item for an open session of any regular meeting that is distributed after the agenda is posted and prior to the meeting will also be available for review at the same location and available at the meeting. Please remember to turn off all cell phones, pagers or electronic devices during Planning Commission meetings.

The City of Wasco does not discriminate on the basis of disability in the access to, provision of or employment in its programs and activities pursuant to 29 United States Code Section 12132 and California Civil Code Section 54. Information regarding the rights provided under the Americans with Disabilities Act (ADA) may be obtained from the City Clerk's Office.

If you need special assistance to participate in this meeting, please contact the City Clerk's Office at (661) 758-7215 to make reasonable arrangements to ensure accessibility to this meeting. Telephone (661) 758-7215 or via California Relay Service (Hearing Impaired Only). Requests for assistance should be made at least two (2) days in advance whenever possible.

Type of Call	MCI California Relay Service	Sprint California Relay Service
TTY	1-800-735-2929	1-888-877-5378
Voice	1-800-735-2922	1-888-877-5379
Spanish	1-800-855-3000	1-888-877-5381
Speech to Speech	1-800-854-7784	



PLANNING COMMISSION STAFF REPORT

February 11, 2019

TO: Chair and Planning Commissioners
FROM: Roger Mobley
Planning Director

DATE: February 11, 2019

PROJECT NAME: 7-11 Convenience Store

PROJECT DESCRIPTION: Construction of a new 24 hour convenience store and service station with the sale of alcoholic beverages for off-site consumption.

APPLICATION(S): Conditional Use Permit 18-06 to allow off-site alcohol sales

ENVIRONMENTAL DOCUMENT: Categorical Exemption per the CEQA Section 15332 In-fill Development Projects

APPLICANT: BOMAR Partners, LLC

OWNER: DSJB III, LLC

APN: 487-040-43

ADDRESS/LOCATION: 1300 Highway 46 Wasco, CA 93280 (NW corner Hwy 46 & Griffith)

SIZE OF SITE: 2.08 acres

GENERAL PLAN DESIGNATION: Community Retail Commercial

ZONE DISTRICT: C-R (Commercial Retail)

STAFF RECOMMENDATION

Staff recommends that the Planning Commission consider all the information presented, determine if they can make the eight required findings discussed in this report, and then, depending on whether the findings can be made, adopt one of the following resolutions:

1. Resolution 19-01: A Resolution of the Planning Commission of the City of Wasco denying Conditional Use Permit 18-06 and the accompanying categorical exemption.
2. Resolution 19-01: A Resolution of the Planning Commission of the City of Wasco approving Conditional Use Permit 18-06 and the accompanying categorical exemption.



PROJECT DESCRIPTION (See also Attachment 3 “Applicant’s Project Description”)

The applicant is proposing a 5,001 Sq. Ft. 7-11 convenience store and a 3,100 Sq. Ft. canopy over 6 pump islands. The proposed convenience store will operate 24 hours a day 7 days per week, and will have an estimated 2-4 employees. The project is also proposing to have off-sale beer and wine, which requires a Conditional Use Permit approval under the City’s zoning code as well as a State Alcoholic Beverage Control license. The project is also proposing a new vehicular driveway entrance on Griffith Avenue approximately 130 feet north of Hwy 46 which would provide more direct access to the proposed pump islands.

PROJECT SITE

The proposed project site is located at the northwest corner of Highway 46 and Griffith Avenue. The project property is a 2.08 acre parcel that is part of a larger 5.5 acre commercial development that includes the 99 Cent Only Store and Carl’s Jr. Restaurant. The original approval for this commercial development area was in 2007 and envisioned a pharmacy (CVS) on the development pad where the project is now proposed.

The site improvements for the entire 5.5 acre commercial development have been constructed including street improvements, parking area paving, landscaping, and drainage facilities. As a result the subject parcel has all site improvements with the exception of an approximate 19,000 sq. ft. development pad left unimproved, where the 7-11 store is proposed to be located.

Surrounding land uses include the 99 Cent Only Store and Carl’s Jr. Restaurant immediately to the west and the Arco Station and Best Western hotel approximately a quarter mile farther to the west. Wasco Gas and convenience store is located on the opposite side of Griffith Ave. to the east as well as single family homes along Lily Street. To the south on the opposite side of Highway 46 an auto repair and glass shop are located on both sides of Griffith and the former Key Auto sales was located farther to the west. To the north a new elementary school is under construction.

The project will have access from Highway 46 via an existing driveway shared between the proposed project, the 99Cent Only Store and Carl’s Jr. Restaurant. The project is also proposing to construct a new driveway access from Griffith Avenue at a point on the west side of Griffith Ave. approximately 130 feet north of Hwy 46.



ANALYSIS

General Plan Conformance

The project site and surrounding parcels to the east, west and south have been designated as Community Retail Commercial on the City of Wasco's General Plan Land Use Map. The property just to the north of the project is designated Public Facilities on the Land Use Map. This designation is for an elementary school use which is under construction.

In reviewing the consistency of the proposed use with General Plan goals and policies, it appears that the proposed use is inconsistent with the following Health Element policy and policy implementation action.

Health Element Policy 4

Reduce alcohol, tobacco, and other drug use by creating a social and physical environment that supports healthy living.

Policy implementation action HE Action 4.2

Identify areas with a high concentration of convenience, liquor sales, and fast food stores, and restrict approvals of new liquor sales, fast food, and convenience stores in these areas.

To determine whether the proposed project location is in a high concentration of convenience, alcohol, and fast food sales, staff has identified 16 business along Hwy 46 within a half mile of the project site that are a combination of convenience stores, fast food, and markets. Ten of these businesses have off-sale ABC liquor licenses. There is no specific definition of what constitutes a "high concentration" in the General Plan. As a result, whether these 16 businesses constitute a "high concentration" or not, and whether the proposed project is consistent with the General Plan are questions the Commission will have to consider and resolve in considering whether the findings required to approve the CUP can be made.

Zoning Code Conformance

The project site is currently zoned C-R (Commercial Retail) on the City of Wasco's Zoning Map. Under the C-R zoning a convenience store with 7,000 sq. ft. or less of floor area and with liquor sales and within 300 feet of a residential or public use requires a Conditional Use Permit. An analysis of this project and the applicable sections of the City of Wasco Zoning Code follow:

Section 17.29.010(B)(1) Alcohol Sales: *"Structures subject to an off-site ABC license shall not be located within five hundred feet of any religious institution, school or public park within the city except in such cases when State Highway 46 serves as a pedestrian barrier that could potentially expose persons to dangerous situations; one hundred feet of any property designated for residential purposes, except when separated by a public right-of-way such as a street or alley; and shall not be located in such proximity to another similar use to cause oversaturation of the neighborhood. The license application shall be reviewed by the planning department and Kern County sheriff's department prior to issuance of the license."*



The proposed convenience store site is located adjacent to and immediately south of the new elementary school that is being built on Griffith Avenue. Using a straight line-of-sight measurement the store building is within 500 feet of two of the closest school buildings (approximately 430 – 490 feet), with the intervening distance composed of a school parking lot and the commercial property access/delivery drive.

The wording of this code section states *“Structures subject to an off-site ABC license **shall not** be located within five hundred feet of any religious institution, school or public park.”* The wording “shall not” is mandatory meaning that the Planning Commission and/or the City Council have no authority to modify the separation requirement of this code section as it is written. The only discretionary aspect of applying this code section is in the method of measuring the 500 foot separation. Staff has researched other city ordinances and state alcohol regulations regarding the separation measurement method and found that there at least four methods of measurement, described as follows:

	Measurement Method	Number of Agencies Using
A	From parcel line of store to parcel line of school	2
B	From entrance to store to parcel line of school by most direct pedestrian access	4
C	From entrance to store to main entrance of school following public sidewalk pedestrian path	2
D	From entrance to store following public sidewalk pedestrian path to nearest school grounds used for active student use	3

Using measurement methods A or B the 500 foot separation cannot be made. Using measurement methods C or D following the pedestrian path along the Griffith sidewalk the separation would be a minimum of 700 feet, meeting the ordinance 500 foot separation requirement. The measurement method is not currently defined in the zoning code, and the Commissioners can make their own interpretation of what measurement to use, however making the determination of which method to use, since it is interpreting the intent of the code, may best be a City Council decision rather than a Planning Commission decision.

The other portion of this code section to be considered in reviewing this application is the statement *“shall not be located in such proximity to another similar use to cause oversaturation of the neighborhood.”* This is interpreted to mean oversaturation of convenience stores with alcohol sales. There are three such convenience stores within 400 feet of the proposed project and a fourth about a quarter mile to the west, all on Hwy 46. Again, whether the addition of the



proposed convenience store to the four existing convenience stores in close proximity constitutes “over saturation of the neighborhood” or not, is a question the Commission will have to consider and resolve in considering whether the findings required to approve the CUP can be made

Table 17-1 Permitted and Conditional Uses, Non-Residential Zones: *“ Convenience store including sale of alcohol incidental to the primary use and within 300 feet of a residential or public use shall require a Conditional Use Permit”*

Regarding proximity of residential uses, there are three single family residences within 300 feet of the proposed store located adjacent to the intersection of Griffith Avenue and Lily Street. This is more of a land use issue as to whether the location of the proposed convenience store with alcohol sales would have a negative impact on the residences within 300 feet and their neighborhood. The closest residence on Lily Street has an existing convenience store (across Griffith Avenue from the project site) that backs up to the residence. The issue of proximity to a public use (elementary school) has been discussed above.

ENVIRONMENTAL REVIEW

Pursuant to Government Code Section 15332: In-fill Development, of the California Environmental Quality Act (CEQA), this project can be exempted from CEQA.

COMMENTS RECEIVED

The project was routed for review to affected departments and/or agencies on January 14, 2019 and the comment deadline was January 28, 2019. The City received comment letters from the following agencies / Departments as a result of this routing:

- A letter was received from the Superintendent of the Wasco Union School District (letter attached) whose school is under construction just to the north of the project site. He states he believes the separation between his school and the proposed convenience store meets the 500 foot requirement and he is in support of the proposed development.



FINDINGS

In order to approve a Conditional Use Permit Zoning Code Section 17.70.040 requires certain findings to be made. In considering the granting of a CUP for off-site alcoholic beverages sales, an analysis of the eight required findings follows:

<i>FINDINGS PER WASCO MUNICIPAL CODE SECTION 17.70.040</i>	
1. <i>The proposed use is conditionally permitted within, and would not impair the integrity and character of the subject land use district and complies with all of the applicable provisions of the City of Wasco Zoning Ordinance.</i>	
Finding 1 Analysis:	<p>As discussed under the Zoning Code Conformance section above, the proposed project does not appear to comply with Section 17.29.010(B)(1) which requires a 500 foot separation from a school, however, depending on the method of measuring the 500 foot separation the project may be found to meet this criterion. Regarding oversaturation of convenience stores, the project is arguably inconsistent with this Section's intent to avoid oversaturation of a neighborhood with convenience stores selling alcohol as there are four such stores that currently exist within a quarter mile of the project site. . In addition, under Zoning Code Table 17-1 the project is within 300 feet of residential homes, however this condition already exists due to the location of the convenience store on the east side of Griffith backing up to the closest homes.</p> <p>Based on Staff's analysis this proposal appears to be inconsistent with provisions of the City of Wasco Zoning Code unless the Commission can make a determination on a measurement method that satisfies the 500 foot separation requirement, and also make a determination that the project does not create an oversaturation of the neighborhood.</p>



2. The proposed use is consistent with the goals and policies in the City of Wasco General Plan.	
Finding 2 Analysis:	<p>As discussed under the General Plan Conformance section above, the proposed project does not appear to comply with General Plan Health Element policy:</p> <p>Health Element Policy 4 <i>Reduce alcohol, tobacco, and other drug use by creating a social and physical environment that supports healthy living.</i></p> <p>Policy implementation action HE Action 4.2 <i>Identify areas with a high concentration of convenience, liquor sales, and fast food stores, and restrict approvals of new liquor sales, fast food, and convenience stores in these areas.</i></p> <p>Regarding concentration, there are 16 businesses along Hwy 46 within a half mile of the project site that are a combination of convenience stores, fast food, and markets. Ten of these businesses have off-sale ABC liquor licenses.</p> <p>Although there is no clear definition of what constitutes a “high concentration”, based on staff’s analysis this proposal appears to be inconsistent with related policies in the City’s General Plan Health Element, and as such in staff’s opinion this finding cannot be made unless the Commission determines that the project does not create a “high concentration” of convenience stores and liquor sales. .</p>
3. The approval of the conditional use permit for the proposed use is in compliance with the requirements of the California Environmental Quality Act (CEQA), this chapter, and other applicable codes and ordinances.	
Finding 3 Analysis:	<p>The project has been determined to be exempt from the provisions of CEQA pursuant to Government Code Section 15332 Infill Development and as such this finding can be made.</p>
4. There will be no potentially significant negative impacts upon environmental quality and natural resources that could not be properly mitigated and monitored.	
Finding 4 Analysis:	<p>The project has been determined to be exempt from the provisions of CEQA pursuant to Government Code Section 15332 Infill Development and as such this finding can be made.</p>



5. The location, size, design, and operating characteristics of the proposed use are compatible with the existing and future land uses within the general area in which the proposed use is to be located and will not create significant noise, traffic, or other conditions or situations that may be objectionable or detrimental to other permitted uses in the vicinity or adverse to the public interest, health, safety, convenience, or welfare of the city.

Finding 5 Analysis:	<p>Although the proposed convenience store is compatible with other commercial uses along Hwy 46, the operational characteristics of alcohol sales at this location may be considered inconsistent with Zoning Code requirements for separations from the adjoining school use and residential uses. In addition, the apparent high concentration of convenience stores with alcohol sales may be detrimental to community efforts to support healthy living as identified in the General Plan Health Element policy discussed in the General Plan Conformance section above.</p> <p>Although there is no clear definition of what constitutes a “high concentration”, based on staff’s analysis this proposal appears to be inconsistent with related policies in the City’s General Plan Health Element, and as such in staff’s opinion this finding cannot be made unless the Commission determines that the project does not create a “high concentration” of convenience stores and liquor sales.</p>
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6. The subject site is physically suitable for the type and density/intensity of the use being proposed.

Finding 6 Analysis:	With virtually all site improvements already in place, the subject site is physically adequate for the proposed use and as such this finding can be made.
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7. There are adequate provisions for public access, water, sanitation, and public utilities and services to ensure that the proposed use would not be detrimental to public health and safety.

Finding 7 Analysis:	The proposed site has all public utilities and access in place or immediately available to the site, and are considered adequate for the proposed use. There is no identifiable public health and safety impact to public utilities and services from the project development, and as such this finding can be made.
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8. The proposed use meets the minimum requirements of this chapter applicable to the use and complies with all other applicable laws, ordinances, and regulations of the City of Wasco and the State of California.

Finding 8 Analysis:	<p>The proposed project does not appear to comply with all Zoning Code regulations, nor does it appear to be consistent with the General Plan Health Element policies regarding healthy living.</p> <p>Again because there is no clear definition of how to measure the school separation or what constitutes a “high concentration” of convenience and liquor sales, in staff’s opinion this finding cannot be made unless the Commission can determine that the project meets the school separation measurement and does not create a “high concentration” of convenience stores and liquor sales. ..</p>
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CONSIDERATIONS FOR CONDITIONAL USE PERMIT ACTION

Planning Commission action on a CUP is basically a land use action to approve or deny a proposed use at a specific location based on its consistency with the City's General Plan policy guidance, Zoning Code regulations, and its benefit to the community versus its potential impacts to its setting and surrounding land uses. The eight findings discussed above provide the basis of the Commission's decision to act on this application.

There are two land use issues associated with this project proposal that must be considered in determining an action for approval or denial:

1. Appropriateness of sale of alcohol in proximity to a school; and
2. Over concentration of convenience stores, liquor sales and fast food in the area of the proposed project.

The Zoning Code Chapter 17.70 Conditional Use Permits, provides the following guidance on considering what action to take on a proposed use.

"Whenever a use is listed in any section of this chapter as a use permitted subject to securing a conditional use permit, it shall be approved only if it is consistent with the general plan and meets all requirements of this chapter and subject to any conditions deemed appropriate by the decision-making authority."

"At the time of application, a review of the location, design, configuration, and potential impact of the proposed use shall be conducted. This review shall determine whether the proposed use should be permitted by weighing the public need for and the benefit to be derived from the use against the impact which it may cause."

"The commission may approve and/or modify a conditional use permit application in whole or in part, with or without conditions, only if all of the following findings are made." The findings being the eight findings analyzed above.

The appropriateness of the proposed project has been examined with respect to its consistency with goals and policies of the Wasco General Plan, its compliance with all applicable sections of the Wasco Municipal Code including all required findings, and its compatibility with surrounding existing or proposed uses. These factors have been evaluated as described above.

In reaching a decision on this application the Commission will have to make the following determinations:

- Whether the proposed project meets the required 500 foot separation from the school. This is discussed under Finding #1 above and will require a determination of the method



of measuring the separation and that the method meets the required 500 foot separation.

- Whether the proposed project creates an oversaturation or high concentration of convenience stores and alcohol sales within the neighborhood. This is discussed under Findings #1, 2, 5 & 8 above and will require a determination of whether a high concentration or oversaturation exists or not.

If the Commission cannot make these determinations and thus is not able to make all eight of the required findings, the Commission action will need to be a denial for the proposal project.

If the Commission can make the determinations on separation measurement and oversaturation and thus is able to make all eight of the required findings, the Commission action may be to approve the project proposal, subject to whatever conditions are deemed appropriate.

In order to facilitate the possibility of two different Commission actions staff has prepared two alternative resolutions for action, one for project denial and the other for project approval with conditions. The resolution for approval includes 16 conditions of approval. These alternative resolutions are attached.

ATTACHMENTS

1. Applicant's State/Project Description
2. Project Location
3. Site Plan
4. School Proximity
5. ABC License Map
6. Letter from School District
7. Resolution for Denial
8. Resolution for Approval with Conditions of Approval
9. Proposed Building Elevations

DETAILED PROJECT DESCRIPTION
NWC Hwy 46 & Griffith Ave. Development

The proposed development is for the building of a 7-Eleven convenience store and fuel station, of approximately 5,001 SF in size, to be located on the Northwest corner of Griffith Ave and Hwy 46 in Wasco, CA. An additional commercial retail building may be added to the parcel next to the 7-Eleven at a future date and time. This property is currently vacant land, which has been fully improved with a parking lot, all off-site utility connections, curbs, sidewalks, and landscaping. The proposed project is the final phase of larger Trinity Rose development with 99 Cent Only and Carl's Jr. Dedicated to the proposed project there will be approximately 50 parking spaces, however, there is a reciprocal parking and access agreement throughout the entire 6-acre development.

The 7-Eleven stores operating hours will be 24 hours per day, 7 days per week, and will have an estimated 2-4 employees. According to store averages, they will have 5-10 customers at any one time during peak hours and less on off hours. The proposed 7-Eleven model for this project will include their newest innovations in customer conveniences. They will continue to offer their traditional ready to go food offering, however, over the last several years, 7-Eleven has made a push in the ready to go "fresh food" segment, providing a health conscience alternative. They will also introduce an expanded "beverage bar" that will include their infamous Slurpee, in more flavors, nitro-brew coffee, and more fountain beverage options. Outdoor activity will include a Redbox movie rental dispenser and propane gas canisters for personal home use. The project will include a six (6) Multi-Pump-Dispensing unit (MPD) with a total of 12 dispensers. All three primary fuel grades will be offered and possibly diesel. All fuel is stored in underground storage tanks. 7-Eleven will look to brand the store with traditional store signage facing the primary and secondary streets, gas canopy signage, and monument signage displaying their fuel pricing, which is a state requirement. Additional signage will include placing a standard 7-Eleven logo panel in the existing project pylon sign (there is currently one vacant slot).

The only materials which may be considered hazardous or volatile materials or chemicals stored onsite, will be gasoline stored in underground tanks as noted above. 7-Eleven does not dispense or store any other hazardous materials on site, other than very small amounts of motor oil and other related car fluids in small individual quantities. Fuel trucks will deliver the petroleum products to the site on a weekly basis. Odors, noise, dust, or glare produced will be minimal. There are 3 points of existing access into the site for vehicular traffic, two on Hwy 46 and one on Griffith. In addition to the weekly fuel deliveries, there will be product deliveries to the convenience store every so often, as needed, to maintain store supplies of offered goods. The convenience store will sell goods customarily offered at similar first-class convenience and market locations, which shall include beer and wine being sold for off-site consumption only.

The site and development are subject to a governing Declaration of Restrictive Covenants and Easements (Declaration) which was recorded as document # 0208154675 in the County of Kern on 9/30/2008, and the subsequent first amendment to the Declaration, recorded as document # 0208195643 on 12/18/2008, and second amendment to Declaration, recorded as document # 0218144599 on 11/01/2018, also in the County of Kern. Please see Declaration and amendments for exclusive and prohibited uses.

7-Eleven is a worldwide brand with over 67,000 units in 17 countries. They are a proven brand with a proven track record of providing communities across the country with an innovative, consistent

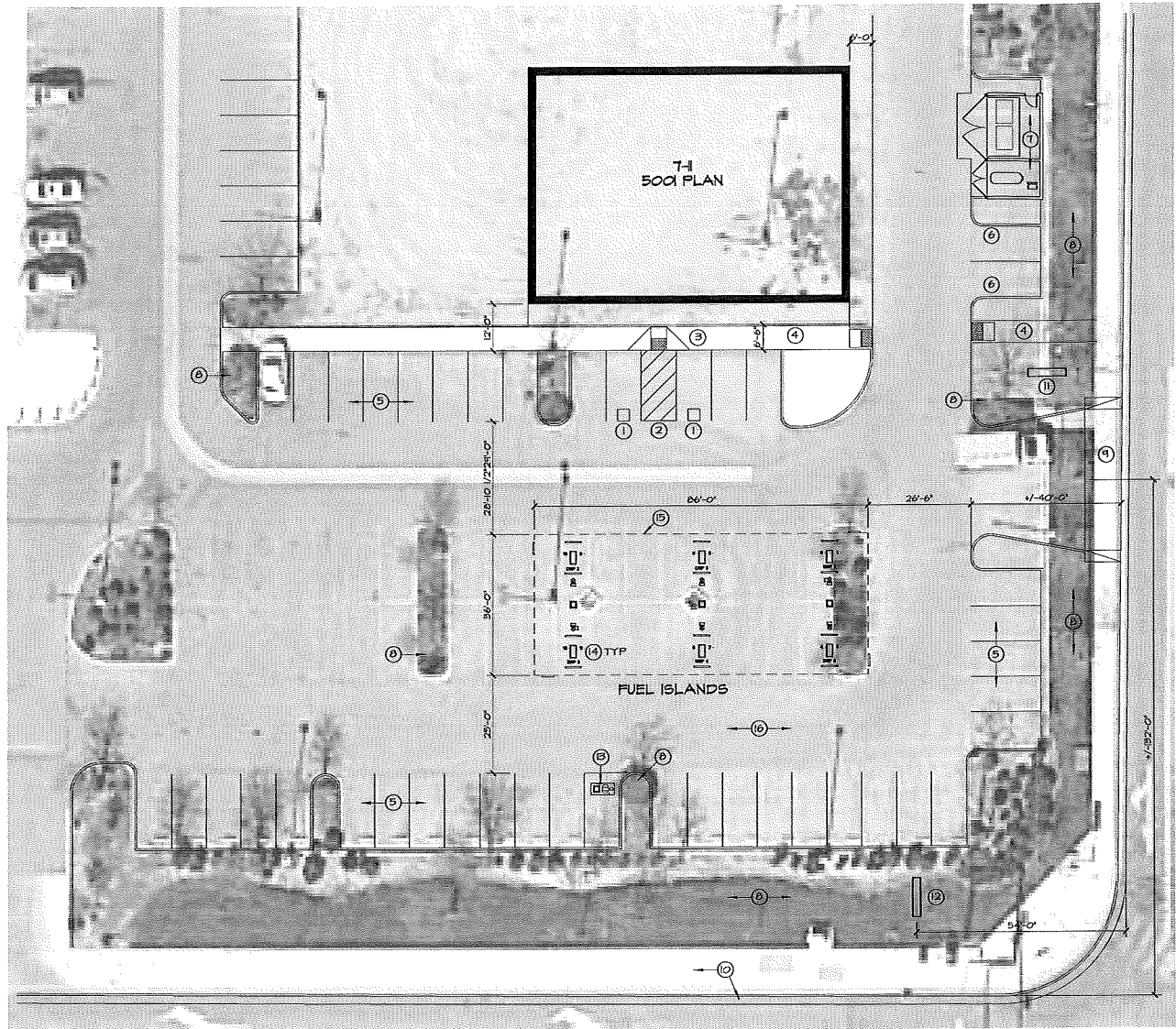
convenience store offering at competitive prices for both consumer goods and fuel. With their franchise structure, they ensure each store will be operated under the strictest guidelines for the sale of both tobacco products and alcohol. All franchisees and store employees are required to complete annual training in both areas which is documented and reviewed by corporate management. In the unlikely event a store violates any state law which is recorded, 7-Eleven has very stringent penalties that could ultimately jeopardize the franchisee's ownership of the business. It's anticipated this development will create an estimated ten to twenty permanent jobs, significant taxable sales and draw other interested retail interest to the remaining portion of the development.

Overall, we believe allowing this development will be beneficial to the community by providing an affordable, quality shopping experience and assist in boosting the Wasco economy by not only increasing employment and tax revenue, but also adding another nationally branded offering to the City of Wasco's current lineup.

Project Location

Legend

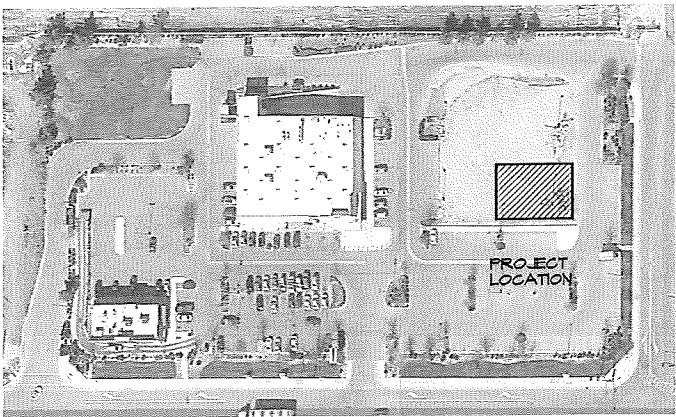




STATE ROUTE 46

N
SITE PLAN

20'



STATE ROUTE 46

N
VICINITY MAP

NS

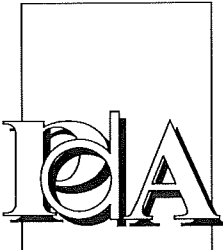
PROJECT ANALYSIS

ASSESSORS PARCEL NUMBER:

ZONE	C-2
ZONING SETBACKS	
FRONT YARD	10'-0"
SIDE YARD	0'-0"
REAR YARD	0'-0"
CONSTRUCTION TYPE	V-B
OCCUPANCY	M
BUILDING AREA	5,001 SF
ALLOWABLE AREA PER CBC TABLE 503	9,000 SF
PARKING REQUIRED RETAIL (5,000/200)	25 SPACES

KEYNOTES

- 1'-0" WIDE HANDICAP PARKING STALL WITH 3'-0"x3'-0" PAINTED STALL SIGN AND 10"x10" POLE MOUNTED PARKING SIGN DISPLAYING THE INTERNATIONAL SYMBOL OF ACCESSIBILITY WITH AN ADDITIONAL SIGN OR LANGUAGE STATING "MINIMUM FINE \$250.00" INCLUDE SIGN MOUNTED BELOW STATING "VAN ACCESSIBLE" WHERE APPROPRIATE PER CBC SECTION 124B-80" MINIMUM HEIGHT TO THE BOTTOM OF ALL POLE SIGNS
- 8'-0" WIDE HANDICAP ACCESS AISLE FOR VAN ACCESS WITH THE WORDS "NO PARKING" IN 12" HIGH CONTRASTING LETTERS- SLOPE NOT TO EXCEED 1/4 12
- 6'-0" WIDE HANDICAP ACCESSIBLE CURB RAMP- SLOPE SHALL NOT EXCEED 1:20 WITH 4'-0" MINIMUM LANDING AT TOP AND 1'-0" BORDER OF 1/4" HARKING GROOVES AT TOP PER CBC STANDARDS- PROVIDE RAISED TRUNCATED DOME TILES FOR THE FULL WIDTH OF BOTTOM LANDING PER CITY STANDARDS
- EXISTING 4'-0" WIDE MINIMUM CONCRETE WALK FOR PUBLIC ACCESS WITH HANDICAP ACCESSIBLE CURB RAMP AS REQUIRED
- EXISTING PARKING STALL PER CITY STANDARDS
- NEW 6" CONCRETE CURB TO MATCH AND ALIGN WITH EXISTING
- NEW CONCRETE BLOCK TRASH AND HEALY TANK ENCLOSURE WITH CONCRETE APRON PER CITY STANDARDS
- EXISTING LANDSCAPE AREA
- MODIFY EXISTING PARKING AND LANDSCAPE AREAS FOR NEW DRIVE APPROACH PER CITY STANDARDS
- EXISTING CONCRETE CURB, GUTTER AND SIDEWALK
- NEW MONUMENT SIGN
- NEW PYLON SIGN
- LOCATION OF AIR/WATER DISPENSER- INCLUDE POWER AND WATER TO THIS LOCATION
- FUEL DISPENSER
- DASHED LINE DENOTES EXTENT OF CANOPY
- EXISTING A.C. PAVING PER CITY STANDARDS



PAUL DHANENS • ARCHITECT

ARCHITECT



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NOTICE TO CONTRACTORS
Written drawings on these drawings shall have precedence over verbal discussions. Contractor shall verify and be responsible for confirming all dimensions and that verify the architect's resolution of any discrepancies or field variations discussed.

PROJECT



7-ELEVEN
C-STORE

HWY 46 &
GRIFFITH AVENUE
WASCO, CA

DATE ISSUED FOR
12-28-10 CITY PLANNING REVIEW

NO. REVISIONS

1	
2	
3	
4	

SITE PLAN

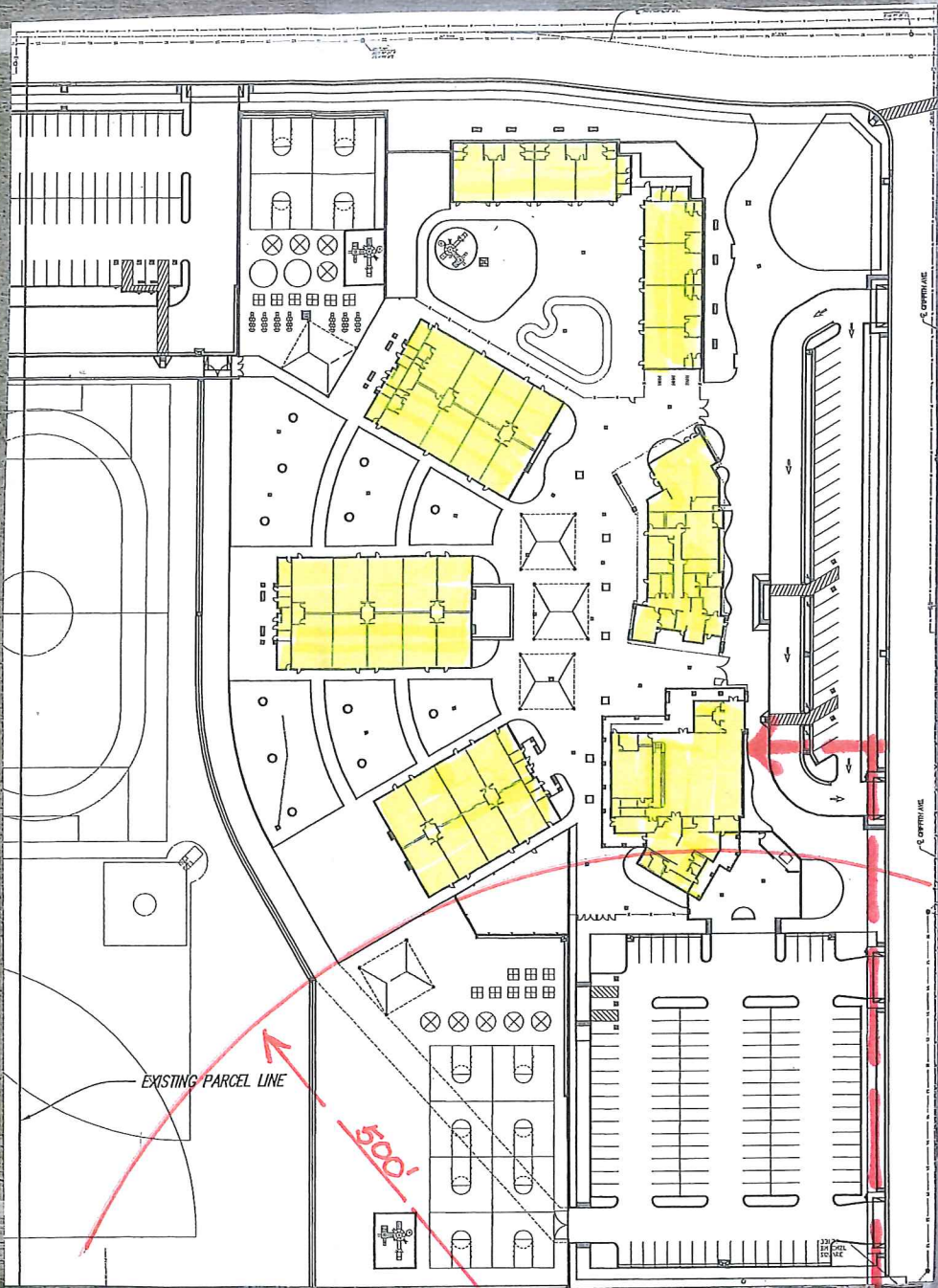
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SHEET

SPR-1.0

School Proximity

Legend



Griffith Ave

Clay Ave



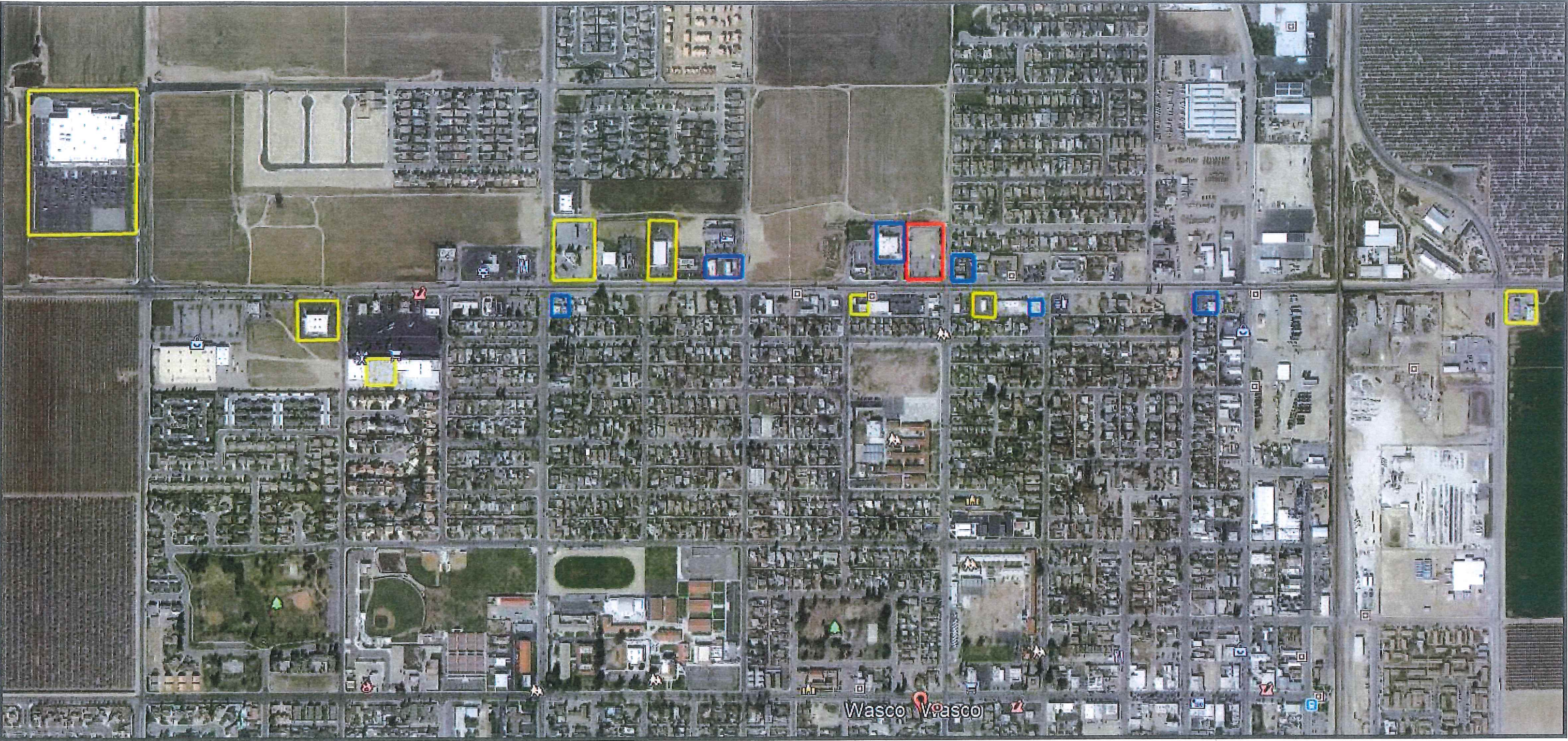
600 ft

46


Pas


Highway 46 ABC License Map

February, 2019



 Type 21 License (beer, wine and distilled spirits)

 Type 20 License (beer and wine only)

 Project Site 1300 Highway 46—Proposed 7-11 with type 20 license

Wasco Union School District

Kelly Richers, Superintendent



May 10, 2018

City of Wasco
Planning Department
746 8th Street
Wasco, CA 93280

RE: Proposed development at the northwest corner of Hwy 46 & Griffith, Wasco, CA

To Whom It May Concern:

It has been brought to my attention a new gas station convenience store is proposed for the northwest corner of Hwy 46 and Griffith. Along with typical items sold in a convenience store, it is my understanding a request will be made for the sale of beer and wine from the facility.

According to the City of Wasco Zoning Ordinance, "Structures subject to an off-site ABC license shall not be located within five hundred feet of a...school...".

Based on my review of the distance requirement as stated in the City Zoning Ordinance, and after reviewing the location of the proposed development, the five hundred foot radius requirement does not encroach on the new James A. Forrest Elementary School buildings planned for nearby construction, therefore this restriction is not applicable in this circumstance.

Based on the facts presented to me, I am in support of the proposed development and look forward to the opening of a new business that will bring added benefits to our community.

Sincerely,

Kelly M. Richers, Superintendent
Wasco Union School District



**CITY OF WASCO PLANNING COMMISSION
RESOLUTION NO. 19-01**

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF WASCO
APPROVING CONDITIONAL USE PERMIT 18-06 AND THE ACCOMPANYING CATEGORICAL
EXEMPTION**

WHEREAS, BOMAR Partners, LLC filed an application requesting approval of Conditional Use Permit 18-06, proposing to construct a 5,001 sq. ft. convenience store with sale of beer and wine (Type 20 License) for off-site consumption; and,

WHEREAS, the parcel of said real property affected is APN 487-040-43; and,

WHEREAS, said application has been made in the form and manner prescribed by the City of Wasco Municipal Code and is on file with the Community Development Department and reference is hereby made thereto for further particulars; and,

WHEREAS, the project is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Government Code Section 15332 In-fill Development; and,

WHEREAS, the Planning Commission, through its clerk, did set, Monday, February 11, 2019 at the hour of 6:00 p.m. in the Council Chambers located at 746 8th Street, Wasco California as the time and place of a public hearing on Conditional Use Permit 18-06; and,

WHEREAS, notice of the public hearing was given in the manner provided in Title 17 of the Wasco Municipal Code; and,

WHEREAS, said public hearing was duly and timely conducted, during which the proposal was explained by a representative of the Planning Department and all persons desiring to were duly heard; and,

WHEREAS, the Commission has considered the report of the Planning Department and all the testimony presented during said public hearing, after which the public hearing was concluded.

NOW, THEREFORE, BE IT RESOLVED, by the Planning Commission of the City of Wasco that it hereby finds and determines as follows:

1. That all the foregoing recitals are true and correct.
2. The proposed use is conditionally permitted within, and would not impair the integrity and character of the subject land use district and complies with all the



- applicable provisions of the Zoning Ordinance
3. The proposal is consistent with the goals and policies of the General Plan.
 4. The approval of the Conditional Use Permit for the proposed use is in compliance with the requirements of the California Environmental Quality Act, this Ordinance, and any other applicable codes and ordinances.
 5. There will be no potentially significant negative impacts upon environmental quality and natural resources that could not be properly mitigated or monitored.
 6. The location, size, design and operating characteristics of the proposed use are compatible with the existing and future land uses within the general area in which the proposed use is to be located and will not create significant noise, traffic, or other conditions or situations that may be objectionable or detrimental to other permitted uses in the vicinity or adverse to the public interest, health, safety, convenience or welfare to the City.
 7. The subject site is physically suitable for the type and density/intensity of the use being proposed.
 8. There are adequate provisions for public access, water, sanitation and public utilities and services to ensure that the proposed use would not be detrimental to public health and safety.
 9. The proposed use meets the minimum requirements of this Ordinance applicable to the use and complies with all other applicable laws, ordinances and regulations of the City of Wasco and State of California.
 10. Conditional Use Permit 18-06 is hereby approved, subject to the Conditions of Approval as attached in Exhibit A.

I hereby certify that the foregoing is a full, true and correct copy of the resolution of the Planning Commission of the City of Wasco adopted at a regular meeting held on Monday, February 11, 2019, moved by Commissioner Ramirez and seconded by Commissioner Rueda, duly adopted and passed by the following vote:

AYES: Ward, Ramirez, Rueda

NOES: None

ABSENT: None

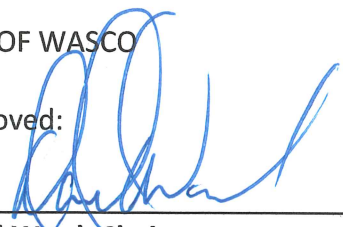
BY ORDER OF THE PLANNING COMMISSION OF THE CITY OF WASCO

Attest:



Roger Mobley, Planning Director
Community Development Department

Approved:



David Ward, Chair
City of Wasco Planning Commission



EXHIBIT A

CITY OF WASCO COMMUNITY DEVELOPMENT DEPARTMENT

CONDITIONAL USE PERMIT 18-06 CONDITIONS OF APPROVAL February 11, 2019

1. The applicant shall meet all of the requirements of the Department of Alcoholic Beverage Control and local law enforcement.
2. That a Determination of Public Convenience or Necessity be made by the designated authority for the City of Wasco if required by the Department of Alcoholic Beverage Control.
3. Conditional Use permit 18-06 is non-transferable and shall be reviewed by the Planning Commission one (1) year from the date of issuance of a Certificate of Occupancy. If at any time within the first year operational issues occur, the conditions of approval may be reviewed and revised by the Planning Commission to address the operational issues.
4. The sale of alcoholic beverages is limited to a maximum of 400 sq. ft. (8% of floor area) of building floor area.
5. Approval of this permit may become null and void in the event that development is not completed in accordance with all the conditions and requirements imposed on this permit, the Zoning Ordinance, and all Public Works Standards and Specifications. The Community Development Department shall not assume responsibility for any deletions or omissions resulting from the permit review process or for additions or alterations to construction plans not specifically submitted and reviewed and approved pursuant to this permit or subsequent amendments or revisions.
6. The conditions of approval are based on City records and the accuracy of the existing and proposed on-site and off-site conditions depicted on the exhibits submitted by the applicant. Requirements which may not have been addressed due to omission or misrepresentation of information, for which this review process is dependent, will be imposed whenever such conditions are discovered.
7. No uses of land, buildings, or structures other than those specifically approved pursuant to this permit shall be permitted.
8. Payment of all fees shall be required prior to issuance of any required building permits.



9. The applicant shall meet all applicable requirements of the San Joaquin Valley Air Pollution Control District.
10. The proposed building and gas pump canopy shall be constructed according to the approved architectural plans submitted with the application including exterior materials and colors.
11. The applicant shall submit improvement plans for the new driveway proposed on Griffith Avenue to the Public Work Department for review and approval. An engineer's cost estimate for that portion of the work within the public right-of-way shall be provided and the applicant shall obtain an encroachment permit prior to any work within the public right-of-way.
12. A detailed landscape and irrigation plan for the portion of the existing dirt development pad that will not be used for the new store construction shall be submitted for Planning Department review and approval prior to issuance of a building permit.
13. A sign permit application shall be submitted for Planning Department review and approval prior to construction of any building or freestanding signs. All signs shall meet the requirements of the City of Wasco Zoning Ordinance. No signs are approved as part of this Conditional Use Permit.
14. The applicant shall obtain all necessary permits from Kern County Environmental Health for review and approval of the underground fuel storage tanks.
15. Within two years of this approval, commencement of construction shall have occurred or this conditional use permit shall become null and void. In addition, if after commencement of construction, work is discontinued for a period of one year, then this conditional use permit shall become null and void.
16. The store operator shall obtain a tobacco retailer's permit from the Kern County Department of Health Services before the last day of the month in which the business started.

MINUTES
Planning Commission Minutes
Monday, February 11, 2019– 6:00 p.m.
City Council Chambers
746 8th Street, Wasco, California 93280

1) **CALL TO ORDER:** Chairman Ward called the meeting to order at 6:00 p.m.

2) **FLAG SALUTE:** Chairman Ward led the flag salute.

3) **INVOCATION:** Commissioner Hight offered the Invocation.

4) **ROLL CALL:**

Present: Chairman Ward, Commissioners: Hight, Rueda, Ramirez

Absent: None

Also Present: Planning Director Mobley, Deputy City Clerk Andreotti

5) **NOMINATIONS AND APPOINTMENT OF OFFICERS**

a. Nominations and Appointment of Chairman

Commissioner Ramirez nominated Commissioner Ward, 2nd by Commissioner Hight. All in favor motion carried 4-0-0-0. Chairman Ward announced the vote.

AYES: Ward, Ramirez, Hight, Rueda

NOES: None

ABSTAIN: None

ABSENT: None

b. Nominations of Vice Chairman

Chairman Ward nominated Commissioner Ramirez, 2nd by Commissioner Rueda. All in favor motion carried 4-0-0-0. Chairman Ward announced the vote.

AYES: Ward, Ramirez, Hight, Rueda

NOES: None

ABSTAIN: None

ABSENT: None

6) **PRESENTATIONS AND AWARDS:** None

7) **COMMUNICATIONS FROM THE AUDIENCE:** None

8) **CONSENT CALENDAR:**

The Consent Calendar consists of items that in staff's opinion are routine and non-controversial. These items are approved in one motion unless a Councilmember or member of the public removes a particular item.

a. Approval of September 10th, 2018 Planning Commission Meeting Minutes.

b. Acknowledge Receipt of Correspondence.

Commissioner Ramirez made a motion to approve the consent calendar, 2nd by Commissioner Hight. All in favor motion carried 4-0-0-0. Chairman Ward announced the vote:

AYES: Ward, Ramirez, Hight, Rueda
NOES: None
ABSTAIN: None
ABSENT: None

9) REGULAR CALENDAR

- a. Report, Public Hearing and Possible Approval: A Resolution of the Planning Commission Resolution No. 19-01 of the City of Wasco Conditional Use Permit 18-06 to allow off-site alcohol sales for a 7-11 Convenience Store.
- Denying Conditional Use Permit 18-06 and the accompanying categorical exemption.
 - Approving Conditional Use Permit 18-06 and the accompanying categorical exemption

Chairman Ward opened the public hearing at 6:25p.m.

Director Mobley gave the staff report.

There are 8 findings to be required for the project before making a decision and 2 resolutions were prepared for the project, one for approval and one for denial. In attendance Bomar Partners, LLC. We received a letter in support of the development from Kelly Richers, Superintendent Wasco Elementary School District.

Anthony Oliveri stated that this is the best location for the 7-11 project, there is a light signal and is along Highway 46. 7-11 is hoping to serve the local residents on the same side of the street and travelers going through Wasco. He asked for the alcohol sales floor area to be expanded to 400 sq ft.

Chairman Ward closed the public hearing at 6:56 p.m.

Commissioner Ramirez made a motion to amend the Conditional Use Permit 18-06 Conditions of Approval #4 from 200 sq. ft to 400 sq. ft. floor area 2nd by Commissioner Rueda.

Commissioner Ramirez made a motion to approve A Resolution of the Planning Commission Resolution No. 19-01 of the City of Wasco Conditional Use Permit 18-06 to allow off-site alcohol sales for a 7-11 Convenience Store. 2nd by Commissioner Rueda.
All in favor motion carried 4-0-0-0. Chairman Ward announced the vote:

AYES: Ward, Ramirez, Hight, Rueda
NOES: None
ABSTAIN: None
ABSENT: None

- b. Report, Public Hearing and Possible Approval: A Resolution of the Planning Commission Resolution No. 19-02 Zoning Ordinance Text Amendment 18-02 Amending Section 7.56.020 (B) Minor Temporary Uses. Amendment of Chapter 17.56 of the City of Wasco Municipal

Code, to make Chapter 17.56 consistent with the adopted amendments to Chapter 5.40, Sidewalk Vending and Business Use of Sidewalks.

Chairman Ward opened the public hearing at 7:07 p.m.

Director Mobley gave the staff report.

Chairman Ward closed the public hearing at 7:10 p.m.

- c. Commissioner Ramirez made a motion to approve A Resolution of the Planning Commission Resolution No. 19-02 Zoning Ordinance Text Amendment 18-02 Amending Section 7.56.020 (B) Minor Temporary Uses. Amendment of Chapter 17.56 of the City of Wasco Municipal Code, to make Chapter 17.56 consistent with the adopted amendments to Chapter 5.40, Sidewalk Vending and Business Use of Sidewalks. 2nd by Commissioner Hight. All in favor motion carried 4-0-0-0 Chairman Ward announced the vote:

AYES: Ward, Ramirez, Hight, Rueda

NOES: None

ABSTAIN: None

ABSENT: None

10) COMMUNICATIONS

- a. Report and file Community Development Department Project Monthly Reports for September, October, November, December 2018 and January 2019.
- b. Receive and file Code Enforcement Monthly Reports for September, October, November December 2018 and January 2019
- c. Report and file Building Monthly Reports for September, October, November December 2018.

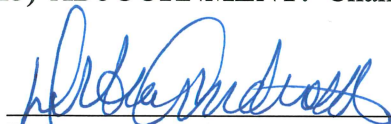
11) REPORTS FROM CITY STAFF

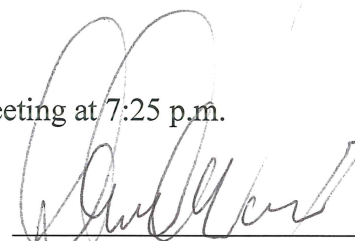
Director Mobley discussed the new ZOTA temporary use permits for sidewalk vendors and stated the grand opening for the farm labor housing turned out nice. The City has worked a lot with HSR lately and Poso will be an underpass and will take up to 1 ½ years to complete. The Panda project is still in negotiations. The dialysis center is waiting for certification to move forward and should be opened in the next month or two.

12) REPORTS FROM COMMISSIONERS

None

- 13) **ADJOURNMENT:** Chairman Ward adjourned the meeting at 7:25 p.m.


Debra Andreotti, Deputy City Clerk


David Ward, Chairman



PLANNING COMMISSION STAFF REPORT
March 8, 2021

TO: Chair and Planning Commissioners
FROM: Keri Cobb
Community Development Director

DATE: March 8, 2021

PROJECT NAME: CUP 18-06 Extension Request

PROJECT DESCRIPTION: Extension request for CUP 18-06 for off-sale beer and wine sales (Type 20) at a new 5,001 square foot 24 hour convenience store and service station.

APPLICATION(S): Extension of Conditional Use Permit 18-06 to allow off-site alcohol sales

ENVIRONMENTAL DOCUMENT: Categorical Exemption per the CEQA Section 15332 In-fill Development Projects

APPLICANT: BOMAR Partners, LLC

OWNER: DSJB III, LLC

APN: 487-040-43

ADDRESS/LOCATION: 1300 Highway 46 Wasco, CA 93280 (NW corner Hwy 46 & Griffith)

SIZE OF SITE: 2.08 acres

GENERAL PLAN DESIGNATION: Community Retail Commercial

ZONE DISTRICT: C-R (Commercial Retail)

STAFF RECOMMENDATION

Staff recommends that the Planning Commission adopt Resolution 21-02: A Resolution of the Planning Commission of the City of Wasco extending Conditional Use Permit 18-06 for a period not to exceed 12 months from the date of this resolution.

PROJECT DESCRIPTION

The applicant is requesting an extension of Conditional Use Permit 18-06 to allow off-site alcohol sales at a new 7-11 store. On February 11, 2019, the City of Wasco Planning Commission approved Conditional Use Permit 18-06 for off-site alcoholic beverage sales at a 7-



Eleven store at 1300 Highway 46. The approved project is for off-sale beer and wine sales at a new 5,001 Sq. Ft. 7-11 convenience store with a 3,100 Sq. Ft. canopy over 6 pump islands.

ANALYSIS

Pursuant to Condition number 15 of Planning Commission Resolution 19-01 (Attachment 4), and City of Wasco Zoning Code Section 17.52.020(E)(2), Conditional Use Permit 18-06 expires within two years of the date of original approval unless commencement of construction has occurred.

Construction has not commenced on this project and the project was set to expire on February 11, 2021. The applicant submitted a written request for an extension on February 9, 2021 in accordance with the City of Zoning Code Requirements shown below:

City of Wasco Zoning Code Section 17.52.140

B. Extensions of Time. Upon written request by the applicant, the original review authority for the permit may extend the time for the permit to be exercised.

1. Time for Filing. The applicant shall file a written request for an extension of time with the planning director before the expiration of the permit. Upon the timely filing of an extension request the permit expiration shall not occur until action by the city on the extension.

2. Evidence Provided. The director shall determine whether the applicant has made a good faith effort to exercise the permit. The burden of proof is on the applicant to establish that circumstances beyond the control of the applicant have prevented exercising the permit.

C. Action on Extension Request. A permit may be extended by the review authority for no more than two additional one-year periods beyond the expiration of the original approval. (Ord. 706 § 3 (Exh. A (part)), 2019).

Over the past year, staff has been working with the applicant's various consultants on the plan submittals required to build this project including, building, grading, landscaping and sign plans. Final plans have not been approved and progress on plan check submittals stopped last fall after City plan check comments were sent back to the applicant and no re-submittals were



made. Based on the extension request from the owner, the project has been delayed as a result of lease negotiations with 7-Eleven, Inc.

Based on the consistent efforts made towards readying this project for permitting during the past year, staff is recommending approval of a 1 year extension for this project.

Any proposed changes to the approved site plan will require further City review and approval.

ENVIRONMENTAL REVIEW

Pursuant to Government Code Section 15332: In-fill Development, of the California Environmental Quality Act (CEQA), this project can be exempted from CEQA.

ATTACHMENTS

1. Applicant's Letter Requesting Extension
2. Project Location
3. Site Plan
4. Approved Planning Commission Resolution 19-01
5. Resolution 21-02 approving 1 year extension



ATTACHMENT 5

**CITY OF WASCO PLANNING COMMISSION
RESOLUTION NO. 21-02**

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF WASCO
APPROVING A ONE YEAR EXTENSION OF CONDITIONAL USE PERMIT 18-06**

WHEREAS, BOMAR Partners, LLC filed an application requesting approval of Conditional Use Permit 18-06, proposing to construct a 5,001 sq. ft. convenience store with sale of beer and wine (Type 20 License) for off-site consumption; and,

WHEREAS, the parcel of said real property affected is APN 487-040-43; and,

WHEREAS, the Planning Commission did approve Conditional Use Permit 18-06 on February 11, 2019 pursuant to Resolution Number 19-01; and,

WHEREAS, the project is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Government Code Section 15332 In-fill Development; and,

WHEREAS, pursuant to the City of Wasco Zoning Code Section 17.52.140 "Upon written request by the applicant, the original review authority for the permit may extend the time for the permit to be exercised"; and,

WHEREAS, the Commission has considered the report of the Planning Department.

NOW, THEREFORE, BE IT RESOLVED, by the Planning Commission of the City of Wasco that it hereby finds and determines as follows:

1. That all the foregoing recitals are true and correct.
2. A one year extension of time, (from the date of this Resolution), for Conditional Use Permit 18-06 as approved in Planning Commission Resolution 19-01 is hereby approved.

I hereby certify that the foregoing is a full, true and correct copy of the resolution of the Planning Commission of the City of Wasco adopted at a regular meeting held on Monday, March 2, 2021, moved by Commissioner Ward and seconded by Commissioner Rueda, duly adopted and passed by the following vote:



AYES: Ward, Rueda, Clendenen, Holtermann
NOES: None
ABSTAIN: Hight
ABSENT: None

BY ORDER OF THE PLANNING COMMISSION OF THE CITY OF WASCO

Attest:

DocuSigned by:

Debra Andreotti

9D226869D0E8410...

Debra Andreotti
Deputy City Clerk

Approved:

DocuSigned by:

Robert Holtermann

1FET2B644C364A3...

Robert Holtermann, Vice-Chair
City of Wasco Planning Commission



PLANNING COMMISSION STAFF REPORT

March 14, 2022

TO: Chair and Planning Commissioners
FROM: Keri Cobb
Community Development Director

DATE: March 14, 2022

PROJECT NAME: CUP 18-06 Extension Request

PROJECT DESCRIPTION: Extension request for CUP 18-06 for off-sale beer and wine sales (Type 20) at a new 5,001 square foot 24-hour convenience store and service station.

APPLICATION(S): Extension of Conditional Use Permit 18-06 to allow off-site alcohol sales

ENVIRONMENTAL DOCUMENT: Categorical Exemption per the CEQA Section 15332 In-fill Development Projects

APPLICANT: BOMAR Partners, LLC

OWNER: DSJB III, LLC

APN: 487-040-43

ADDRESS/LOCATION: 1300 Highway 46 Wasco, CA 93280 (NW corner Hwy 46 & Griffith)

SIZE OF SITE: 2.08 acres

GENERAL PLAN DESIGNATION: Community Retail Commercial

ZONE DISTRICT: C-R (Commercial Retail)

STAFF RECOMMENDATION

Staff recommends that the Planning Commission adopt Resolution 22-01: A Resolution of the Planning Commission of the City of Wasco extending Conditional Use Permit 18-06 for a period not to exceed 12 months from the date of this resolution.

PROJECT DESCRIPTION

The applicant is requesting an extension of Conditional Use Permit 18-06 to allow off-site alcohol sales at a new 7-11 store. On February 11, 2019, the City of Wasco Planning Commission approved Conditional Use Permit 18-06 for off-site alcoholic beverage sales at a



new 7-Eleven store at 1300 Highway 46. The approved project is for off-sale beer and wine sales at a new 5,001 Sq. Ft. 7-11 convenience store with a 3,100 Sq. Ft. canopy over 6 pump islands.

ANALYSIS

Pursuant to Condition number 15 of Planning Commission Resolution 19-01 (Attachment 4), and City of Wasco Zoning Code Section 17.52.020(E)(2), Conditional Use Permit 18-06 expires within two years of the date of original approval unless commencement of construction has occurred.

Construction has not commenced on this project. The project was originally approved on February 11, 2019 and was set to expire on February 11, 2021. The applicant submitted a written request for an extension on February 9, 2021 and the Planning Commission granted a one year extension on March 2, 2021 setting the new expiration date to March 2, 2022 (see attachment 5). The applicant has submitted a written request for a second one year extension on February 14, 2022 in accordance with the City of Wasco Zoning Code Requirements shown below:

City of Wasco Zoning Code Section 17.52.140

B. Extensions of Time. Upon written request by the applicant, the original review authority for the permit may extend the time for the permit to be exercised.

1. Time for Filing. The applicant shall file a written request for an extension of time with the planning director before the expiration of the permit. Upon the timely filing of an extension request the permit expiration shall not occur until action by the city on the extension.

2. Evidence Provided. The director shall determine whether the applicant has made a good faith effort to exercise the permit. The burden of proof is on the applicant to establish that circumstances beyond the control of the applicant have prevented exercising the permit.

C. Action on Extension Request. A permit may be extended by the review authority for no more than two additional one-year periods beyond the expiration of the original approval. (Ord. 706 § 3 (Exh. A (part)), 2019).



Final plans have not been approved and progress on plan check submittals stopped in the Fall of 2020 after City plan check comments were sent back to the applicant and no re-submittals were made. Based on the extension request from the owner, the project has been delayed as a result of lease negotiations with 7-Eleven, Inc.

While there has been no contact with City Staff regarding this project since the Conditional Use Permit was extended one year ago, Staff is recommending and the Planning Commission may approve a final 1-year extension for this project. This is the final extension the applicant can request per the code section quoted above, Section 17.52.140 (C). If the project does not commence construction this year, it will expire.

Any proposed changes to the approved site plan will require further City Staff review and approval.

ENVIRONMENTAL REVIEW

Pursuant to Government Code Section 15332: In-fill Development, of the California Environmental Quality Act (CEQA), this project can be exempted from CEQA.

ATTACHMENTS

1. Applicant's Letter Requesting Extension
2. Project Location
3. Site Plan
4. Approved Planning Commission Resolution 19-01 (original approval)
5. Approved Planning Commission Resolution 21- 02 (first one year extension)
6. Resolution 22-01 approving 1-year extension



9810 Brimhall Rd.
Bakersfield, CA 93312
661 695 6600 | F 661 327 1221
www.bomar.partners



February 9, 2022

City of Wasco
Community Development Department
764 E. Street, Wasco, CA 93280

RE: Conditional Use Permit 18-06
Pending 7-Eleven Development
1300 Highway 46
Wasco, CA

To Whom It May Concern:

We are kindly requesting a one (1) year extension for the above referenced Conditional Use Permit which was granted on February 11, 2019.

Project History – In August of 2019, the applicant and 7-Eleven, Inc. ("SEI") entered into a ground lease on the subject property. SEI was responsible for the design of all improvements, including grading, vertical construction of the convenience store and fuel island, signs, and landscape modifications. Throughout most of 2020, SEI submitted plans for most of these items and has completed design documents for all items, including the fuel island.

Project Status – Currently, ownership is working on renegotiating the ground lease to a build to suit lease with SEI. We are also in talks with a few other gas station users as well.

Please let me know if I can assist with answering any questions related to the request for the CUP extension.

Best Regards,

A handwritten signature in blue ink, appearing to read 'Anthony Olivieri'.

Anthony Olivieri
Principal

ATTACHMENT 2 - LOCATION



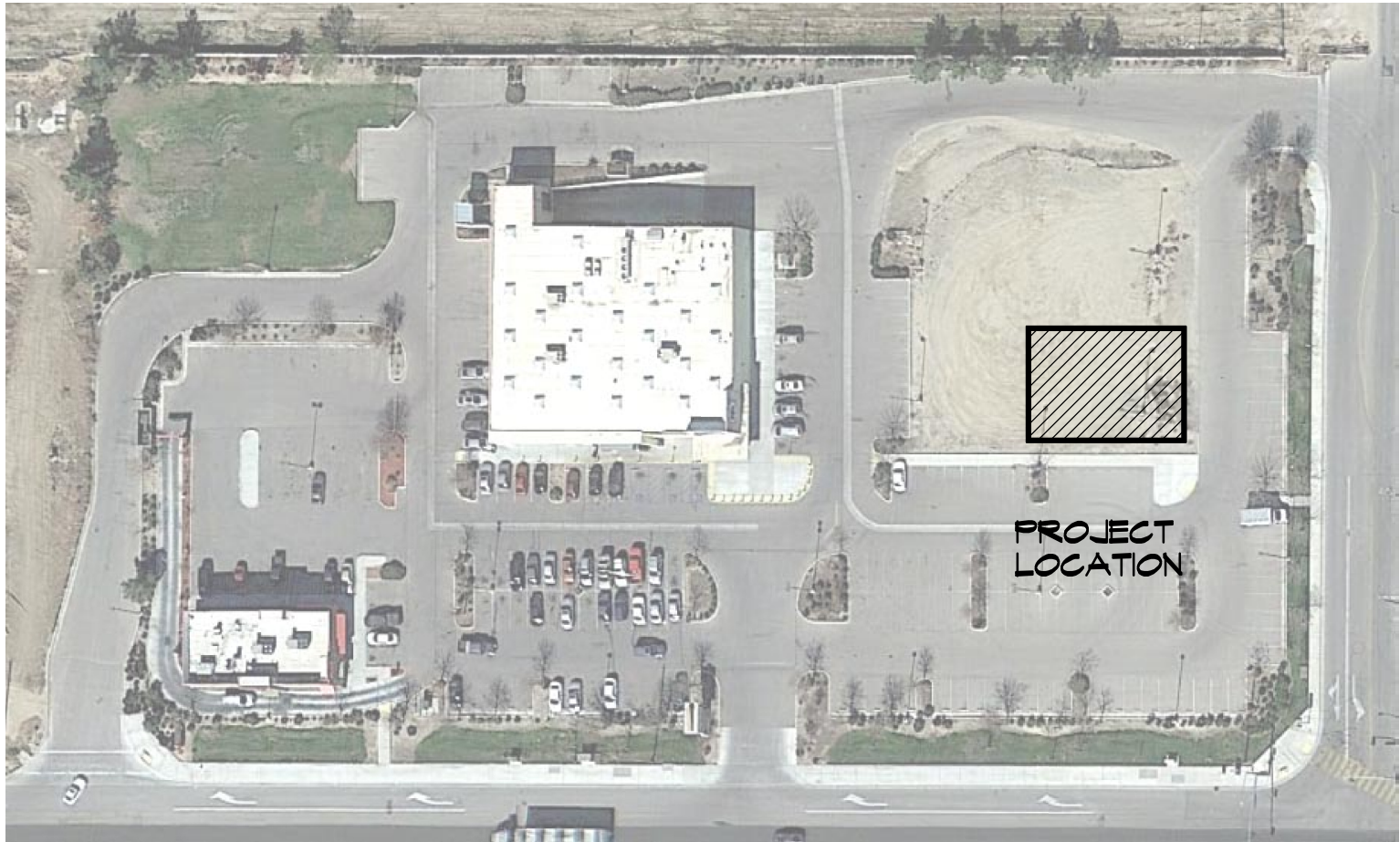
46

ATTACHMENT 3 - SITE PLAN



N
SITE PLAN

20'



N
VICINITY MAP

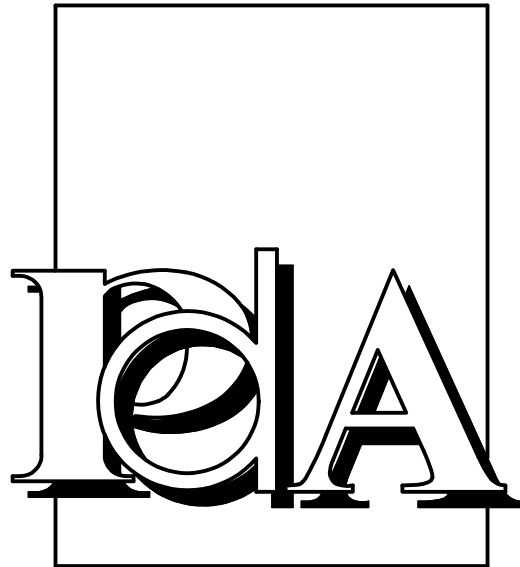
NS

PROJECT ANALYSIS

ASSESSOR'S PARCEL NUMBER:	
ZONE:	C-2
ZONING SETBACKS	
FRONT YARD:	10'-0"
SIDE YARD:	0'-0"
REAR YARD:	0'-0"
CONSTRUCTION TYPE:	V-B
OCCUPANCY:	M
BUILDING AREA:	5,001 SF
ALLOWABLE AREA: PER CBC TABLE 503:	9,000 SF
PARKING REQUIRED RETAIL (5,001/200):	25 SPACES

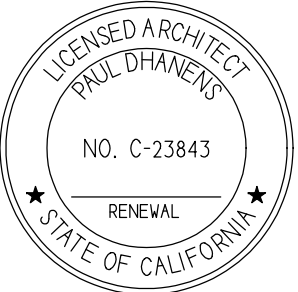
KEYNOTES

- 9'-0" WIDE HANDICAP PARKING STALL WITH 3'-0"x3'-0" PAINTED STALL SIGN AND 10'x10' POLE MOUNTED PARKING SIGN DISPLAYING THE INTERNATIONAL SYMBOL OF ACCESSIBILITY WITH AN ADDITIONAL SIGN OR LANGUAGE STATING "MINIMUM FINE \$250.00" INCLUDE SIGN MOUNTED BELOW STATING "VAN ACCESSIBLE" WHERE APPROPRIATE PER CBC SECTION 1124B-80" MINIMUM HEIGHT TO THE BOTTOM OF ALL POLE SIGNS
- 8'-0" WIDE HANDICAP ACCESS AISLE FOR VAN ACCESS WITH THE WORDS "NO PARKING" IN 12" HIGH CONTRASTING LETTERS- SLOPE NOT TO EXCEED 1/4" 12"
- 6'-0" WIDE HANDICAP ACCESSIBLE CURB RAMP- SLOPE SHALL NOT EXCEED 1:20 WITH 4'-0" MINIMUM LANDING AT TOP AND 1'-0" BORDER OF 1/4" WARNING GROOVES AT TOP PER CBC STANDARDS- PROVIDE RAISED TRUNCATED DOME TILES FOR THE FULL WIDTH OF BOTTOM LANDING PER CITY STANDARDS
- EXISTING 4'-0" WIDE MINIMUM CONCRETE WALK FOR PUBLIC ACCESS WITH HANDICAP ACCESSIBLE CURB RAMP AS REQUIRED
- EXISTING PARKING STALL PER CITY STANDARDS
- NEW 6" CONCRETE CURB TO MATCH AND ALIGN WITH EXISTING
- NEW CONCRETE BLOCK TRASH AND HEALY TANK ENCLOSURE WITH CONCRETE APRON PER CITY STANDARDS
- EXISTING LANDSCAPE AREA
- MODIFY EXISTING PARKING AND LANDSCAPE AREAS FOR NEW DRIVE APPROACH PER CITY STANDARDS
- EXISTING CONCRETE CURB, GUTTER AND SIDEWALK
- NEW MONUMENT SIGN
- NEW PYLON SIGN
- LOCATION OF AIR/WATER DISPENSER- INCLUDE POWER AND WATER TO THIS LOCATION
- FUEL DISPENSER
- DASHED LINE DENOTES EXTENT OF CANOPY
- EXISTING A.C. PAVING PER CITY STANDARDS



PAUL DHANENS • ARCHITECT

ARCHITECT



9100 CALIFORNIA AVE, SUITE 107
BAKERSFIELD, CALIFORNIA 93309
TELEPHONE: (805) 328-8836
FACSIMILE: (805) 328-8837

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NOTICE TO CONTRACTORS
Written dimensions on these drawings shall take precedence over scaled dimensions. Contractor shall verify and be responsible for confirming all dimensions and shall notify the architect immediately of any discrepancies or field variations discovered.

PROJECT



7-ELEVEN
C-STORE

HWY 46 &
GRIFFITH AVENUE
WASCO, CA

DATE	ISSUED FOR
12-28-18	CITY PLANNING REVIEW

NO.	REVISIONS
1	
2	
3	
4	

SITE PLAN

FILE NAME: 2192SITEB

SHEET

SPR-1.0



CITY OF WASCO PLANNING COMMISSION
RESOLUTION NO. 19-01

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF WASCO
APPROVING CONDITIONAL USE PERMIT 18-06 AND THE ACCOMPANYING CATEGORICAL
EXEMPTION**

WHEREAS, BOMAR Partners, LLC filed an application requesting approval of Conditional Use Permit 18-06, proposing to construct a 5,001 sq. ft. convenience store with sale of beer and wine (Type 20 License) for off-site consumption; and,

WHEREAS, the parcel of said real property affected is APN 487-040-43; and,

WHEREAS, said application has been made in the form and manner prescribed by the City of Wasco Municipal Code and is on file with the Community Development Department and reference is hereby made thereto for further particulars; and,

WHEREAS, the project is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Government Code Section 15332 In-fill Development; and,

WHEREAS, the Planning Commission, through its clerk, did set, Monday, February 11, 2019 at the hour of 6:00 p.m. in the Council Chambers located at 746 8th Street, Wasco California as the time and place of a public hearing on Conditional Use Permit 18-06; and,

WHEREAS, notice of the public hearing was given in the manner provided in Title 17 of the Wasco Municipal Code; and,

WHEREAS, said public hearing was duly and timely conducted, during which the proposal was explained by a representative of the Planning Department and all persons desiring to were duly heard; and,

WHEREAS, the Commission has considered the report of the Planning Department and all the testimony presented during said public hearing, after which the public hearing was concluded.

NOW, THEREFORE, BE IT RESOLVED, by the Planning Commission of the City of Wasco that it hereby finds and determines as follows:

1. That all the foregoing recitals are true and correct.
2. The proposed use is conditionally permitted within, and would not impair the integrity and character of the subject land use district and complies with all the



- applicable provisions of the Zoning Ordinance
3. The proposal is consistent with the goals and policies of the General Plan.
 4. The approval of the Conditional Use Permit for the proposed use is in compliance with the requirements of the California Environmental Quality Act, this Ordinance, and any other applicable codes and ordinances.
 5. There will be no potentially significant negative impacts upon environmental quality and natural resources that could not be properly mitigated or monitored.
 6. The location, size, design and operating characteristics of the proposed use are compatible with the existing and future land uses within the general area in which the proposed use is to be located and will not create significant noise, traffic, or other conditions or situations that may be objectionable or detrimental to other permitted uses in the vicinity or adverse to the public interest, health, safety, convenience or welfare to the City.
 7. The subject site is physically suitable for the type and density/intensity of the use being proposed.
 8. There are adequate provisions for public access, water, sanitation and public utilities and services to ensure that the proposed use would not be detrimental to public health and safety.
 9. The proposed use meets the minimum requirements of this Ordinance applicable to the use and complies with all other applicable laws, ordinances and regulations of the City of Wasco and State of California.
 10. Conditional Use Permit 18-06 is hereby approved, subject to the Conditions of Approval as attached in Exhibit A.

I hereby certify that the foregoing is a full, true and correct copy of the resolution of the Planning Commission of the City of Wasco adopted at a regular meeting held on Monday, February 11, 2019, moved by Commissioner Ramirez and seconded by Commissioner Rueda, duly adopted and passed by the following vote:

AYES: Ward, Ramirez, Rueda

NOES: None

ABSENT: None

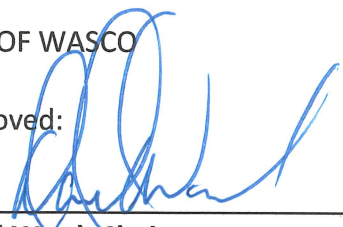
BY ORDER OF THE PLANNING COMMISSION OF THE CITY OF WASCO

Attest:



Roger Mobley, Planning Director
Community Development Department

Approved:



David Ward, Chair
City of Wasco Planning Commission



EXHIBIT A

CITY OF WASCO COMMUNITY DEVELOPMENT DEPARTMENT

CONDITIONAL USE PERMIT 18-06 CONDITIONS OF APPROVAL February 11, 2019

1. The applicant shall meet all of the requirements of the Department of Alcoholic Beverage Control and local law enforcement.
2. That a Determination of Public Convenience or Necessity be made by the designated authority for the City of Wasco if required by the Department of Alcoholic Beverage Control.
3. Conditional Use permit 18-06 is non-transferable and shall be reviewed by the Planning Commission one (1) year from the date of issuance of a Certificate of Occupancy. If at any time within the first year operational issues occur, the conditions of approval may be reviewed and revised by the Planning Commission to address the operational issues.
4. The sale of alcoholic beverages is limited to a maximum of 400 sq. ft. (8% of floor area) of building floor area.
5. Approval of this permit may become null and void in the event that development is not completed in accordance with all the conditions and requirements imposed on this permit, the Zoning Ordinance, and all Public Works Standards and Specifications. The Community Development Department shall not assume responsibility for any deletions or omissions resulting from the permit review process or for additions or alterations to construction plans not specifically submitted and reviewed and approved pursuant to this permit or subsequent amendments or revisions.
6. The conditions of approval are based on City records and the accuracy of the existing and proposed on-site and off-site conditions depicted on the exhibits submitted by the applicant. Requirements which may not have been addressed due to omission or misrepresentation of information, for which this review process is dependent, will be imposed whenever such conditions are discovered.
7. No uses of land, buildings, or structures other than those specifically approved pursuant to this permit shall be permitted.
8. Payment of all fees shall be required prior to issuance of any required building permits.



9. The applicant shall meet all applicable requirements of the San Joaquin Valley Air Pollution Control District.
10. The proposed building and gas pump canopy shall be constructed according to the approved architectural plans submitted with the application including exterior materials and colors.
11. The applicant shall submit improvement plans for the new driveway proposed on Griffith Avenue to the Public Work Department for review and approval. An engineer's cost estimate for that portion of the work within the public right-of-way shall be provided and the applicant shall obtain an encroachment permit prior to any work within the public right-of-way.
12. A detailed landscape and irrigation plan for the portion of the existing dirt development pad that will not be used for the new store construction shall be submitted for Planning Department review and approval prior to issuance of a building permit.
13. A sign permit application shall be submitted for Planning Department review and approval prior to construction of any building or freestanding signs. All signs shall meet the requirements of the City of Wasco Zoning Ordinance. No signs are approved as part of this Conditional Use Permit.
14. The applicant shall obtain all necessary permits from Kern County Environmental Health for review and approval of the underground fuel storage tanks.
15. Within two years of this approval, commencement of construction shall have occurred or this conditional use permit shall become null and void. In addition, if after commencement of construction, work is discontinued for a period of one year, then this conditional use permit shall become null and void.
16. The store operator shall obtain a tobacco retailer's permit from the Kern County Department of Health Services before the last day of the month in which the business started.



ATTACHMENT 5

**CITY OF WASCO PLANNING COMMISSION
RESOLUTION NO. 21-02**

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF WASCO
APPROVING A ONE YEAR EXTENSION OF CONDITIONAL USE PERMIT 18-06**

WHEREAS, BOMAR Partners, LLC filed an application requesting approval of Conditional Use Permit 18-06, proposing to construct a 5,001 sq. ft. convenience store with sale of beer and wine (Type 20 License) for off-site consumption; and,

WHEREAS, the parcel of said real property affected is APN 487-040-43; and,

WHEREAS, the Planning Commission did approve Conditional Use Permit 18-06 on February 11, 2019 pursuant to Resolution Number 19-01; and,

WHEREAS, the project is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Government Code Section 15332 In-fill Development; and,

WHEREAS, pursuant to the City of Wasco Zoning Code Section 17.52.140 "Upon written request by the applicant, the original review authority for the permit may extend the time for the permit to be exercised"; and,

WHEREAS, the Commission has considered the report of the Planning Department.

NOW, THEREFORE, BE IT RESOLVED, by the Planning Commission of the City of Wasco that it hereby finds and determines as follows:

1. That all the foregoing recitals are true and correct.
2. A one year extension of time, (from the date of this Resolution), for Conditional Use Permit 18-06 as approved in Planning Commission Resolution 19-01 is hereby approved.

I hereby certify that the foregoing is a full, true and correct copy of the resolution of the Planning Commission of the City of Wasco adopted at a regular meeting held on Monday, March 2, 2021, moved by Commissioner Ward and seconded by Commissioner Rueda, duly adopted and passed by the following vote:



AYES: Ward, Rueda, Clendenen, Holtermann

NOES: None

ABSTAIN: Hight

ABSENT: None

BY ORDER OF THE PLANNING COMMISSION OF THE CITY OF WASCO

Attest:

DocuSigned by:

Debra Andreotti

9D226889D0E8410...

Debra Andreotti

Deputy City Clerk

Approved:

DocuSigned by:

Robert Holtermann

1FET2B644C364A3...

Robert Holtermann, Vice-Chair

City of Wasco Planning Commission



ATTACHMENT 6

CITY OF WASCO PLANNING COMMISSION RESOLUTION NO. 22-01

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF WASCO APPROVING A ONE YEAR EXTENSION OF CONDITIONAL USE PERMIT 18-06

WHEREAS, BOMAR Partners, LLC filed an application requesting approval of Conditional Use Permit 18-06, proposing to construct a 5,001 sq. ft. convenience store with sale of beer and wine (Type 20 License) for off-site consumption; and,

WHEREAS, the parcel of said real property affected is APN 487-040-43; and,

WHEREAS, the Planning Commission did approve Conditional Use Permit 18-06 on February 11, 2019 pursuant to Resolution Number 19-01; and,

WHEREAS, Conditional Use Permit 18-06 was set to expire on February 11, 2021; and,

WHEREAS, the Planning Commission approved a one year extension for Conditional Use Permit on March 2, 2021; and

WHEREAS, the project is exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Government Code Section 15332 In-fill Development; and,

WHEREAS, pursuant to the City of Wasco Zoning Code Section 17.52.140 "Upon written request by the applicant, the original review authority for the permit may extend the time for the permit to be exercised"; and,

WHEREAS, the applicant has requested a second one year extension of Conditional Use Permit 18-06 pursuant to the City of Wasco Zoning Code Section 17.52.140 (C) "Action on Extension Request. A permit may be extended by the review authority for no more than two additional one-year periods beyond the expiration of the original approval. (Ord. 706 § 3 (Exh. A (part)), 2019)"; and;

WHEREAS, the Commission has considered the report of the Planning Department.

NOW, THEREFORE, BE IT RESOLVED, by the Planning Commission of the City of Wasco that it hereby finds and determines as follows:



1. That all the foregoing recitals are true and correct.
2. A final one-year extension of time, (from the date of this Resolution), for Conditional Use Permit 18-06 as approved in Planning Commission Resolution 19-01 is hereby approved.

I hereby certify that the foregoing is a full, true and correct copy of the resolution of the Planning Commission of the City of Wasco adopted at a regular meeting held on Monday, March 14, 2022, moved by Commissioner _____ and seconded by Commissioner _____, duly adopted and passed by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

BY ORDER OF THE PLANNING COMMISSION OF THE CITY OF WASCO

Attest:

Approved:

Maria Martinez

City Clerk

David Ward, Vice- Chairman

City of Wasco Planning Commission

RESOLUTION NO. 2022 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WASCO UPHOLDING THE CITY OF WASCO PLANNING COMMISSION'S DECISION TO DENY AN EXTENSION REQUEST FOR CONDITIONAL USE PERMIT 18-06, A CONDITIONAL USE PERMIT TO ALLOW OFF-SITE ALCOHOL SALES AT A NEW 24-HOUR CONVENIENCE STORE AND SERVICE STATION AT 1300 HIGHWAY 46

WHEREAS, the City of Wasco Planning Commission did approve Conditional Use Permit 18-06, a Conditional Use Permit to allow off-site alcohol sales at a new 24-hour convenience store and service station at 1300 Highway 46 (APN 487-040-03), at it's meeting on February 11, 2019; and,

WHEREAS, Conditional Use Permit 18-06 was set to expire on February 11, 2021; and,

WHEREAS, the Planning Commission approved a one-year extension for Conditional Use Permit on March 2, 2021; and,

WHEREAS, pursuant to the City of Wasco Municipal Code Section 17.52.140, the applicant requested a second one-year extension of Conditional Use Permit 18-06; and,

WHEREAS, the Planning Commission denied the applicant's second extension request at their meeting on March 14, 2022; and,

WHEREAS, the applicant for Conditional Use Permit 18-06 has appealed the Planning Commission's decision to the City Council; and,

WHEREAS, the City Council finds that the Applicant has had 3 years to begin construction on this project and there has been no activity on this project for approximately 17 months.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Wasco as follows:

SECTION 1: The City Council of the City of Wasco hereby upholds the Planning Commission's decision to deny the Applicant's extension request.

-o0o-

I HEREBY CERTIFY that the foregoing Resolution No. 2022 - _____ was passed and adopted by the Council of the City of Wasco at a regular meeting thereof held on April 19, 2022, by the following vote:

COUNCIL MEMBERS:

AYES:

NOES:

ABSTAIN:

ABSENT:

GILBERTO REYNA,
MAYOR of the City of Wasco

Attest: _____

MARIA O. MARTINEZ
CITY CLERK and Ex Officio Clerk of
the Council of the City of Wasco

RESOLUTION NO. 2022 -

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WASCO OVERTURNING THE CITY OF WASCO PLANNING COMMISSION'S DECISION TO DENY AN EXTENSION REQUEST FOR CONDITIONAL USE PERMIT 18-06, A CONDITIONAL USE PERMIT TO ALLOW OFF-SITE ALCOHOL SALES AT A NEW 24-HOUR CONVENIENCE STORE AND SERVICE STATION AT 1300 HIGHWAY 46

WHEREAS, the City of Wasco Planning Commission did approve Conditional Use Permit 18-06, a Conditional Use Permit to allow off-site alcohol sales at a new 24-hour convenience store and service station at 1300 Highway 46 (APN 487-040-03), at it's meeting on February 11, 2019; and,

WHEREAS, Conditional Use Permit 18-06 was set to expire on February 11, 2021; and,

WHEREAS, the Planning Commission approved a one-year extension for Conditional Use Permit on March 2, 2021; and,

WHEREAS, pursuant to the City of Wasco Municipal Code Section 17.52.140, the applicant requested a second one-year extension of Conditional Use Permit 18-06; and,

WHEREAS, the Planning Commission denied the applicant's second extension request at their meeting on March 14, 2022; and,

WHEREAS, the applicant for Conditional Use Permit 18-06 has appealed the Planning Commission's decision to the City Council; and,

WHEREAS, the City Council finds that the Applicant requires additional time to begin this project.

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Wasco as follows:

SECTION 1: The City Council of the City of Wasco hereby overturns the Planning Commission's decision to deny the Applicant's extension request.

SECTION 2: The City Council hereby approves the Applicant's request for a 1-year extension of Conditional Use Permit 18-06. Conditional Use Permit 18-06 will expire on April 5, 2023.

SECTION 3: No further extensions are available for this project.

-o0o-

I HEREBY CERTIFY that the foregoing Resolution No. 2022 - _____ was passed and adopted by the Council of the City of Wasco at a regular meeting thereof held on April 19, 2022, by the following vote:

COUNCIL MEMBERS:

AYES:

NOES:

ABSTAIN:

ABSENT:

GILBERTO REYNA,
MAYOR of the City of Wasco

Attest: _____

MARIA O. MARTINEZ
CITY CLERK and Ex Officio Clerk of
the Council of the City of Wasco



STAFF REPORT City of Wasco

TO: Honorable Mayor and Council Members

FROM: M. Scott Hurlbert, City Manager
Maria O, Martinez, City Clerk

DATE: April 19, 2022

SUBJECT: Nomination and Appointment of a Representative and Alternate Representative to serve on the San Joaquin Valley Air Pollution Control District Special City Selection Committee.

Recommendation:

Staff recommends the City Council Nominate and Appoint a Representative and Alternate Representative to serve on the San Joaquin Valley Air Pollution Control District Special City Selection Committee.

BACKGROUND:

On September 30, 2008, Governor Schwarzenegger signed SB 1548 (Florez) which creates Section 40600.5 of the Health and Safety Code (H&SC) establishing a valley-wide Special City Selection Committee which is charged with making appointments of city representatives to the San Joaquin Valley Air Pollution Control District's (District's) Governing Board. The Special City Selection Committee consists of one member selected by a majority vote of the council of each city located within the District. An alternate can be selected to attend if the primary member is unable to attend a meeting.

DISCUSSION:

The San Joaquin Valley Air Pollution Control District Special City Selection Committee will have its first meeting this year tentatively scheduled for Tuesday, May 31, 2022, at 6:00 p.m. via Zoom and they are requesting to update the city's representative's contact information.

However, the most recent appointment for the city's representatives was on December 15, 2020, appointing City Council member Garcia as the Representative and Councilmember Reyna as the Alternate.

Staff recommends the City Council appoint the city's representatives on the San Joaquin Valley Air Pollution Control District Special City Selection Committee.

PROJECT NUMBER:

None

FISCAL IMPACT:

No Impact

ATTACHMENTS:

1. December 15, 2020 Minutes
2. SJV SCSC Directory

MINUTES
WASCO CITY COUNCIL
and Successor Agency to the
Former Redevelopment Agency
Meeting of December 15, 2020
Regular Meeting – 6:00 pm.
Via Zoom Webinar

REGULAR MEETING – 6:00 pm.

1) CALL TO ORDER:

This meeting was called to order by Mayor Garcia at 6:12 p.m and announced the meeting was being held pursuant to Section 3 of Executive Order N-29-20, issued by Governor Newsom on March 17, 2020. All members are joining this meeting remotely via Zoom Webinar.

2) FLAG SALUTE: led by Mayor Garcia

3) INVOCATION: Moment of silence

4) ROLL CALL:

Present: Mayor Garcia, Mayor Pro Tem Reyna Council Members: Cortez, Martinez and Pallares

5) PRESENTATIONS: None

6) PUBLIC COMMENTS: None

7) SUCCESSOR AGENCY BUSINESS:

a. Nomination and Appointment for Chairman and Vice-Chairman

Motion by Council Member Cortez, **seconded** by Mayor Pro Tem Reyna, to appoint Mayor Garcia as Chairman by the following roll call vote:

AYES:	GARCIA, REYNA, CORTEZ, MARTINEZ, PALLARES
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

Motion by Mayor Gacia, **seconded** by Council Member Cortez, to appoint Mayor Pro Tem Reyna as Vice-Chairman by the following roll call vote:

AYES:	GARCIA, REYNA, CORTEZ, MARTINE, PALLARES
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

8) WASCO PUBLIC FINANCE AUTHORITY BUSINESS:

- a. Nomination and Appointment for Chairman and Vice-Chairman.

Motion by Council Member Cortez, **seconded** by Mayor Pro Tem Reyna, to appoint Mayor Garcia as Chairman by the following roll call vote:

AYES:	GARCIA, REYNA, CORTEZ, MARTINEZ, PALLARES
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

Motion by Mayor Gacia, **seconded** by Council Member Cortez, to appoint Mayor Pro Tem Reyna as Vice-Chairman by the following roll call vote:

AYES:	GARCIA, REYNA, CORTEZ, MARTINE, PALLARES
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

CITY COUNCIL BUSINESS:**9) CONSENT CALENDAR:**

The Consent Calendar consists of items that, in staff's opinion, are routine and non-controversial. These items are approved in one motion unless a Council Member or member of the public requests removal of a particular item.

- a. Approval of Minutes for December 1, 2020, Regular Meeting
- b. Receive and file department payments totaling \$211,858.84.
- c. Adopt a Resolution Approving the Calendar dates for Regular Meetings of the City Council and Identify Observed Holidays, and the Friday's City offices will be Closed and Regular Meetings of the Planning Commission for January through December 2021.

Reso#2020-3565

Mayor Pro Tem Reyna requested to amend the minutes on item 9a, reflecting congratulating the newly elected Council Member not thanking.

Council Member Pallares removed item 9c for separate consideration

Motion by Council Member Cortez, **seconded** by Mayor Pro Tem Reyna, to approve the Consent Calendar with amending item 9a as stated and separate consideration on item 9c by the following roll call vote:

AYES:	GARCIA, REYNA, CORTEZ, MARTINEZ, PALLARES
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

9c. Adopt a Resolution Approving the Calendar dates for Regular Meetings of the City Council and Identify Observed Holidays, and the Friday's City offices will be Closed and Regular Meetings of the Planning Commission for January through December 2021

Council Member Pallares questioned the December 30th and 31st holiday may conflict with the scheduled Friday off, and correction may be needed.

The City Manager stated no corrections are needed.

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

AYES:	GARCIA, REYNA, CORTEZ, MARTINEZ, PALLARES
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

10) PUBLIC HEARINGS: NONE

11) DEFERRED BUSINESS: NONE

12) NEW BUSINESS:

- a. Receive and file the City of Wasco Financial Statements for the Year Ended June 30, 2020, and the City of Wasco Measure X Financial Statements for the Year Ended June 30, 2020.

Presentation by Finance Director Perez-Hernandez and Mark Albert from Albert & Associates, LLP.

No public comments.

Motion by Mayor Pro Tem Reyna, **seconded** by Council Member Cortez, to receive and file item 12a by the following roll call vote:

AYES:	GARCIA, REYNA, CORTEZ, MARTINEZ, PALLARES
NOES:	NONE
ABSTAIN:	NONE
ABSENT:	NONE

City Attorney Schroeter recused himself from item 12b; he has a conflict because he is the City Attorney for McFarland, and Attorney Mark Bateman will be in his place.

- b. Discussion on City of McFarland Proposed Sphere of Influence Amendment to their General Plan, Potential Annexation Plans, and City of Wasco's growth Scenarios.

Presentation by City Manager Ortiz Hernandez and Community Development Director Cobb.

No Public Comments.

Discussion item only no action was taken.

City Attorney Schroeter returns to the meeting.

- c. Discussion by the City Council to Staff on Guidance for Tenants requesting to start Utility Services.

Presentation by Council Member Cortez

Public Comments:

Tobb Malore resident requests a deposit fee to be waived for transfer utility services if the account is in good standing.

The City Council's direction was to agendize this item to consider options for transfer utility service deposit.

- d. Discussion and Possible Minute Action Regarding Capital Improvement Project: Street Lighting Program - Citywide.

Presentation by City Manager Ortiz Hernandez

No Public Comments

Mayor Garcia created an ad-hoc committee to help develop a policy for City's street light standards Council Member Cortez and Mayor Pro tem Reyna were appointed to the committee.

- e. Adopt a Resolution Authorizing the City Manager to Sign and Execute Award of Agreement with Andersen Integrated Services, Incorporated in the amount of \$44,444.00 and allowing the City Manager to execute Contract Change Orders in an Amount not to Exceed an Aggregate of \$5,000.00 for the Labor Camp Asbestos Testing Project.

Reso# 2020-3566

Agmt#2020-067

Presentation by Public Works Director Bishop and Finance Director Perez-Hernandez

No Public Comments

Motion by Mayor Pro Tem Reyna, **seconded** by Council Member Cortez, to approve item 12e by the following roll call vote:

AYES: GARCIA, REYNA, CORTEZ, MARTINEZ, PALLARES
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE

- f. Adopt a Resolution Authorizing the City Manager to Sign and Execute Award of Agreement with Rudnick Fence Co. in the amount of \$146,250.00 and allow the City Manager to execute Contract Change Orders an amount not to exceed an aggregate of \$15,000 for the Labor Camp Fencing Project.

Reso#2020- 3567

Agmt#2020-068

Council Member Cortez logged off of the meeting at 8:45 p.m.

No public comments

Motion by Council Member Martinez, **seconded** by Council Member Pallares, to approve item 12f and the amended amount to the Contract Change Orders not to exceed an aggregate amount of \$25,000.00 by the following roll call vote:

AYES: GARCIA, REYNA, MARTINEZ, PALLARES
NOES: NONE
ABSTAIN: NONE
ABSENT: CORTEZ

- g. Nomination and Appointment of a Representative and Alternate Representative of the San Joaquin Valley Air Pollution Control District Special City Selection Committee.

Presentation by City Manager Ortiz Hernandez

Motion by Council Member Martinez, **seconded** by Council Member Pallares, to appoint Mayor Garcia as the Representative and Mayor Pro Tem Reyna as the Alternate Representative by the following roll call vote:

AYES: GARCIA, REYNA, MARTINEZ, PALLARES
NOES: NONE
ABSTAIN: NONE
ABSENT: CORTEZ

13) REPORTS FROM COMMISSION AND COMMITTEES:

- a. Kern Economic Development Corporation: No reports
b. Kern Council of Government: No reports

14) REPORTS FROM SHERIFF:

Sgt. Martinez report on the department's activities.

15) REPORTS FROM CITY MANAGER:

City Manager reported on the following items

- Free mobile Covid-19 testing December 19, 2020, at the VFW.
- On Tuesday, December 29, 2020, Hosted by the Latino Caucus, free mobile Covid-19 testing at the Fiesta Market on Poso drive. Staff will be attending, handing free face mask.

16) REPORTS FROM CITY COUNCIL:

Mayor Pro Tem Reyna mentioned that Caltrans is working on Beacon located on Poplar and Hwy 46 and scheduled to be completed December 16, 2020.

Council Member Pallares expressed his condolence to Mariana Sobolewski and her family for their loss. He also wished everyone a Merry Christmas.

Council Member Martinez congratulated the two employees of the year Mayra Medina and Monica Flores.

Mayor Garcia thanked the staff.

17) CLOSED SESSION: None

18) CLOSED SESSION ACTION: None

19) ADJOURNMENT:

Mayor Garcia adjourned the meeting at 9:04 p.m.

DocuSigned by:

Mariana Sobolewski

68570F799EC9476...

Mariana Sobolewski, Deputy City Clerk

DocuSigned by:

Alexandro Garcia

F18301C879A74AA...

Alex Garcia, Mayor

San Joaquin Valley Air Pollution Control District
Special City Selection Committee Directory

CITY	CLERK AND CONTACT INFORMATION	COMMITTEE MEMBERS
Arvin	Cecilia Vela, City Clerk P.O. Box 548 Arvin, CA 93203 (661)854-3134 Ext: <i>cvela@arvin.org</i>	COMMITTEE MEMBER: Mayor Olivia Trujillo 6615575840 <i>otrujillo@arvin.org</i> ALTERNATE: Councilmember Donny Horton 6619031522 <i>dhorton@arvin.org</i>
Atwater	Lucy Armstrong, City Clerk 750 Bellevue Rd Atwater, CA 95301 (209)357-6317 Ext: <i>larmstrong@atwater.org</i>	COMMITTEE MEMBER: Councilmember John Cale <i>jcale@atwater.org</i> ALTERNATE: Councilmember Cindy Vierra
Avenal	Angela Ortiz, City Clerk 919 Skyline Blvd Avenal, CA 93204 (559)386-5782 Ext: <i>cityclerk@cityofavenal.us</i>	COMMITTEE MEMBER: Councilmember Alvaro Preciado 5593813347 <i>apreciado@cityofavenal.com; alvaro0</i> ALTERNATE:
Bakersfield	Julie Drimakis, City Clerk 1600 Truxton Bakersfield, CA 93301 (661)326-3767 Ext: <i>jdrimakis@bakersfieldcity.us</i>	COMMITTEE MEMBER: Councilmember Eric Arias 6613330753 <i>ariaseric7@gmail.com</i> ALTERNATE: Councilmember Chris Parlier 6614965476 <i>chrisparlier@sbcglobal.net</i>
Ceres	Diane Nayares-Perez, City Clerk 2220 Magnolia Street Ceres, CA 95307 (209)538-5731 Ext: <i>diane.nayares-perez@ci.ceres.ca.us</i>	COMMITTEE MEMBER: Councilmember Bret Silveira <i>bret.silveira@ci.ceres.ca.us</i> ALTERNATE: Vacant
Chowchilla	Joanne McClendon, City Clerk 130 S. Second Street, Civic Center Plaza Chowchilla, CA 93610 (559)665-8615 Ext: 102 <i>cityclerk@cityofchowchilla.org</i>	COMMITTEE MEMBER: Mayor Diana Palmer 5592480542 <i>DPalmer@CityOfChowchilla.org</i> ALTERNATE: Councilmember Waseem Ahmed 5595171664 <i>wahmed@cityofchowchilla.org</i>
Clovis	Karey Cha, City Clerk 1033 5th St Clovis, CA 93612 (559)324-2057 Ext: <i>kareyc@cityofclovis.com</i>	COMMITTEE MEMBER: Mayor Drew Bessinger 5593242063 <i>drewb@ci.clovis.ca.us</i> ALTERNATE: Councilmember Jose Flores 5593242063 <i>josef@ci.clovis.ca.us; jacquiep@cityo</i>
Coalinga	Shannon Jensen, City Clerk 155 W Durian Coalinga, CA 93210 (559)935-1533 Ext: 113 <i>sjensen@coalinga.com</i>	COMMITTEE MEMBER: Mayor Ron Ramsey 559 93033 <i>rramsey@coalinga.com</i> ALTERNATE: Mayor Pro Tem James Horn <i>jhorn@coalinga.com</i>
Corcoran	Marlene Spain, City Clerk 832 Whitley Ave Corcoran, CA 93212 (559)992-2151 Ext: 235 <i>marlene.spain@cityofcorcoran.com</i>	COMMITTEE MEMBER: ALTERNATE: Councilmember Patricia Nolen 5596398199 <i>Patnolen23@gmail.com</i>

CITY	CLERK AND CONTACT INFORMATION	COMMITTEE MEMBERS
Delano	Ricardo Chavez, City Clerk PO Box 3010 Delano, CA 93215 (661)721-3303 Ext: <i>rchavez@cityofdelano.org</i>	COMMITTEE MEMBER: Mayor Brian Osorio 6617213303 <i>bosorio@cityofdelano.org</i> ALTERNATE: Councilmember Salvador Solorio-Ruiz Jr 6617213303 <i>ssolorio-ruiz@cityofdelano.org</i>
Dinuba	Linda Barkley, CMC City Clerk 405 E. El Monte Dinuba, CA 93618 (559)591-5900 Ext: <i>lbarkley@dinuba.ca.gov</i>	COMMITTEE MEMBER: Councilmember Kuldip Thusu 5592881871 <i>Kthusu@dinuba.ca.gov</i> ALTERNATE: Mayor Linda Launer <i>llauner@dinuba.ca.gov</i>
Dos Palos	Ysidro Garcia, City Clerk 2174 Blossom Street Dos Palos, CA 93620 (209)392-2174 Ext: <i>cityofdp@cityofdp.com</i>	COMMITTEE MEMBER: Councilmember Debbie Orlando 2093922174 <i>councilmemberorlando@cityofdp.com</i> ALTERNATE: Vacant
Escalon	Dominique Romo, City Clerk 2060 McHenry Ave Escalon, CA 95320 (209)691-7400 Ext: <i>cityclerk@cityofescalon.org</i>	COMMITTEE MEMBER: Councilmember Peter Krumeich 2092475879 <i>pkrumeich@cityofescalon.org</i> ALTERNATE: Councilmember Jeff Laugero 2096490468 <i>jlaugero@cityofescalon.org</i>
Exeter	Shonna O'Neal, City Clerk P.O. Box 237 Exeter, CA 93221 (559)592-9244 Ext: <i>soneal@exetercityhall.com</i>	COMMITTEE MEMBER: Councilmember Dave Hails 5593030547 <i>dhails@exetercityhall.com</i> ALTERNATE: Public Works Director Daymon Qualls 5595923318 <i>dqualls@exetercityhall.com</i>
Farmersville	Rochelle Giovani, City Clerk 909 W. Visalia Road Farmersville, CA 93223 (559)747-0458 Ext: <i>rgiovani@cityoffarmersville-ca.gov</i>	COMMITTEE MEMBER: Councilmember Ruben Macareno 5593035128 <i>Ruben.macareno@gmail.com</i> ALTERNATE: Councilmember Tina Hernandez 5597502053 <i>tinagonzalezrealtor@gmail.com</i>
Firebaugh	Rita Lozano, Deputy City Clerk 1133 "P" Street Firebaugh, CA 93622 (559)659-2043 Ext: 5 <i>Rlozano@firebaugh.org</i>	COMMITTEE MEMBER: Mayor Freddy Valdez 5595156961 <i>fvaldez@firebaugh.org</i> ALTERNATE: Mayor Pro Tem Brady Jenkins 5599999011 <i>bjenkins@firebaugh.org</i>
Fowler	Angela Vasquez, Deputy City Clerk 128 S. 5th St Fowler, CA 93625 (559)834-3113 Ext: <i>avasquez@ci.fowler.ca.us</i>	COMMITTEE MEMBER: Mayor Pro Tem Mark Rodriguez 5599672888 <i>mark@kingfresh.com</i> ALTERNATE: Councilmember Karnig Kazarian 5598326965 <i>kkazarian@ci.fowler.ca.us</i>
Fresno	Todd Stermer, City Clerk 2600 Fresno Street, Room 2133 Fresno, CA 93721 (559)621-7650 Ext: <i>todd.stermer@fresno.gov</i>	COMMITTEE MEMBER: Councilmember Miguel Arias 5596217834 <i>miguel.arias@fresno.gov</i> ALTERNATE: Vacant
Gustine	Melanie Correa, Deputy City Clerk P.O. Box 16 Gustine, CA 95322 (209)854-6471 Ext: <i>mcorrea@cityofgustine.com</i>	COMMITTEE MEMBER: Councilmember Dennis Brazil 2097688853 <i>dennis9599@att.net; dbrazil@cityofgu</i> ALTERNATE: Councilmember Rich Ford 2092058043 <i>rford@cityofgustine.com; richfordii@s</i>

CITY	CLERK AND CONTACT INFORMATION	COMMITTEE MEMBERS
Hanford	Natalie Corral, City Clerk 319 N. Douty St Hanford, CA 93230 (559)585-2517 Ext: <i>ncorral@cityofhanfordca.com</i>	COMMITTEE MEMBER: Councilmember Diane Sharp 5599050040 <i>dsharp@cityofhanfordca.com</i> ALTERNATE:
Hughson	Ashton Gose, Deputy City Clerk P.O. Box 9 Hughson, CA 95326 (209)883-4054 Ext: <i>agose@hughson.org</i>	COMMITTEE MEMBER: Councilmember Sam Rush 2095816409 <i>srush@hughson.org</i> ALTERNATE: Councilmember Michael Buck <i>mbuck@hughson.org</i>
Huron	Juanita Veliz, Administrative Assistant P.O. Box 339 Huron, CA 93234 (559)945-2241 Ext: 3 <i>adminasst@cityofhuron.com</i>	COMMITTEE MEMBER: Councilmember Roberto Pimentel 5598168703 <i>profe_chivas@yahoo.com</i> ALTERNATE: Councilmember Hilda Plasencia 5599452241 <i>adminasst@cityofhuron.com</i>
Kerman	Marci Reyes, City Clerk 850 S. Madera Kerman, CA 93630 (559)846-9380 Ext: <i>mreyes@cityofkerman.org</i>	COMMITTEE MEMBER: Councilmember Ismael Herrera 5598469380 <i>herrera.district3@gmail.com</i> ALTERNATE: Mayor Gary Yep 5595671234 <i>gyep93630@gmail.com</i>
Kingsburg	Abigail Palsgaard, City Clerk 1401 Draper St Kingsburg, CA 93631 (559)897-6520 Ext: <i>apalsgaard@cityofkingsburg-ca.gov</i>	COMMITTEE MEMBER: Councilmember Brandon Pursell Jr 5598976520 <i>bpursell@cityofkingsburg-ca.gov</i> ALTERNATE: Mayor Pro Tem Vince Palomar 5598595437 <i>vpalomar@cityofkingsburg-ca.gov</i>
Lathrop	Teresa Vargas, City Clerk 390 Towne Center Dr Lathrop, CA 95330 (209)941-7230 Ext: <i>tvargas@ci.lathrop.ca.us</i>	COMMITTEE MEMBER: Councilmember Paul Akinjo 5107737874 <i>pakinjo@ci.lathrop.ca.us</i> ALTERNATE: Mayor Sonny Dhaliwal 2096076071 <i>sdhaliwal@ci.lathrop.ca.us</i>
Lemoore	Marisa Avalos, City Clerk 711 W. Cinnamon Drive Lemoore, CA 93245 (559)924-6744 Ext: 700 <i>cityclerk@lemoore.com</i>	COMMITTEE MEMBER: Councilmember Patricia Matthews 5599246744 <i>pmatthews@lemoore.com</i> ALTERNATE: Councilmember Jim Chaney 5599246744 <i>jchaney@lemoore.com</i>
Lindsay	Mayra Espinoza-Martinez, City Clerk P.O. Box 369 Lindsay, CA 93247 (559)562-7102 Ext: 801 <i>mespinoza@lindsay.ca.us</i>	COMMITTEE MEMBER: Councilmember Brian Watson 5593580233 <i>bwatson@lindsay.ca.us</i> ALTERNATE:
Livingston	Monica Cisneros, Deputy City Clerk 1416 "C" Street Livingston, CA 95334 (209)394-5544 Ext: <i>mcisneros@livingstoncity.com</i>	COMMITTEE MEMBER: Councilmember Maria Baptista-Soto 2097614453 <i>mbaptistasoto@livingstoncity.com</i> ALTERNATE:
Lodi	Jennifer Cusmir, City Clerk P.O. Box 3660 Lodi, CA 95241 (209)333-6702 Ext: <i>jcumir@lodi.gov</i>	COMMITTEE MEMBER: Mayor Alan Nakanishi 2093336702 <i>anakanishi@lodi.gov</i> ALTERNATE: Mayor Pro Tempore Mark Chandler 2093336702 <i>mchandler@lodi.gov</i>

CITY	CLERK AND CONTACT INFORMATION	COMMITTEE MEMBERS
Los Banos	Lucy Mallonee, City Clerk 520 J St Los Banos, CA 93635 (209)827-2412 Ext: 124 lucy.mallonee@losbanos.org	COMMITTEE MEMBER: Councilmember Deborah Lewis 2098299441 deborah.lewis@losbanos.org ALTERNATE: Councilmember Brett Jones 2097692738 brett.jones@losbanos.org
Madera	Alicia Gonzales, City Clerk 205 West Fourth Street Madera, CA 93637 (559)661-5405 Ext: agonzales@madera.gov	COMMITTEE MEMBER: Council Member Cece Gallegos 5597065451 cgallagos@madera.gov ALTERNATE: Council Member Steve Montes 5598715255 smontes@madera.gov
Manteca	Cassandra Tilton-Candini, City Manager 1001 West Center St Manteca, CA 95337 (209)456-8017 Ext: ccandini@ci.manteca.ca.us	COMMITTEE MEMBER: Vice Mayor Jose Nuno 2097306866 jnuno@ci.manteca.ca.us ALTERNATE: Councilmember Charlie Halford chalford@ci.manteca.ca.us
Maricopa	Vanessa Bueras, City Clerk P.O. Box 550 Maricopa, CA 93252 (661)769-8279 Ext: MaricopaCityClerk@bak.rr.com	COMMITTEE MEMBER: Mayor Pro Tem Virgil Bell 6614440890 ALTERNATE: Councilmember Cynthia Tonkin 6617454234 ctonkin35@gmail.com
McFarland	Francisca Alvarado, City Clerk 401 W Kern St McFarland, CA 93250 (661)792-3091 Ext: falvarado@mcfarlandcity.org	COMMITTEE MEMBER: ALTERNATE:
Mendota	Celeste Cabrera-Garcia, City Clerk 643 Quince St Mendota, CA 93640 (559)655-4298 Ext: Ccabrera@cityofmendota.com	COMMITTEE MEMBER: Councilmember Oscar Rosales 5598608583 orosales@cityofmendota.com ALTERNATE: Mayor Pro Tem Jesus Mendoza jmendoza@cityofmendota.com
Merced	Stephanie R. Dietz, City Clerk 678 W 18th Street, 1st Floor Merced, CA 95340 (209)388-8650 Ext: cityclerk@cityofmerced.org	COMMITTEE MEMBER: Councilmember Kevin Blake 2093856983 blakek@cityofmerced.org ALTERNATE: Councilmember Bertha Perez 2093856203 perezb@cityofmerced.org
Modesto	Stephanie Lopez, City Clerk P.O. Box 642 Modesto, CA 95353 (209)577-5396 Ext: slopez@modestogov.com	COMMITTEE MEMBER: Councilmember Rosa Escutia-Braaton 2095715597 rescutiabraaton@modestogov.com ALTERNATE: Councilmember Douglas Ridenour dridenour@modestogov.com
Newman	Mike Maier, Deputy City Clerk P.O. Box 787 Newman, CA 95360 (209)862-3725 Ext: mmaier@cityofnewman.com	COMMITTEE MEMBER: Councilmember Laroy McDonald 2098949238 LaroyMcDonaldCouncilman@gmail.com ALTERNATE: Councilmember John Pimentel 2097478186 johnlpimentel9@gmail.com
Oakdale	Julie Christel, City Clerk 280 N. Third Ave Oakdale, CA 95361 (209)845-3573 Ext: jchristel@ci.oakdale.ca.us	COMMITTEE MEMBER: Mayor Cheryl Bairos 2098453694 cbairos@ci.oakdale.ca.us ALTERNATE: Vacant

CITY	CLERK AND CONTACT INFORMATION	COMMITTEE MEMBERS
Orange Cove	June V. Bracamontes, City Clerk 633 6th St Orange Cove, CA 93646 (559)626-4488 Ext: 214 jvb@cityoforangecove.com	COMMITTEE MEMBER: Mayor Pro Tem Diana Guerra Silva 5598598365 ALTERNATE:
Parlier	Dorothy Garza, City Clerk 1100 East Parlier Parlier, CA 93648 (559)646-3545 Ext: 227 bertha@parlier.ca.us	COMMITTEE MEMBER: ALTERNATE:
Patterson	Alegre Aracely, City Clerk P.O. Box 667 Patterson, CA 95363 (209)895-8014 Ext: cityclerk@ci.patterson.ca.us	COMMITTEE MEMBER: Councilmember Cynthia Homen 2098958005 chomen@ci.patterson.ca.us ALTERNATE: Councilmember Shivaughn Alves 2098958003 salves@ci.patterson.ca.us
Porterville	John D. Lollis, City Clerk 291 N. Main Porterville, CA 93257 (559)782-7464 Ext: jlollis@ci.porterville.ca.us	COMMITTEE MEMBER: Councilmember Milt Stowe 5599200931 miltstowe@portervilleca.gov ; milt.sto ALTERNATE: Mayor Monte Reyes 5595444258 montereyes@portervilleca.gov
Reedley	Ruthie Greenwood, City Clerk 1717 9th St Reedley, CA 93654 (559)637-4200 Ext: 212 ruthie.greenwood@reedley.ca.gov	COMMITTEE MEMBER: Councilmember Anita Betancourt 5593975820 gilbertanita70@aol.com ALTERNATE: Councilmember Ray Soleno 5596374200 sylvia.plata@reedley.ca.gov
Ripon	Lisa Roos, City Clerk 259 N. Wilma Ave Ripon, CA 95366 (209)599-2108 Ext: lroos@cityofripon.org	COMMITTEE MEMBER: Councilmember Leo Zuber leo.zuber@yahoo.com ALTERNATE: Councilmember Mike Restuccia 2096142745 mrestuccia@cityofripon.org
Riverbank	Annabelle Aguilar, City Clerk 6707 Third St Riverbank, CA 95367 (209)863-7198 Ext: aaguilar@riverbank.org	COMMITTEE MEMBER: Councilmember Darlene Barber-Martinez 2097199254 dbmartinez@riverbank.org ALTERNATE: Vice Mayor Luis Uribe 2097199255 luribe@riverbank.org
San Joaquin	Lupe Estrada, City Clerk P.O. Box 758 San Joaquin, CA 93660 (559)693-4311 Ext: 16 lupee@cityofsanjoaquin.org	COMMITTEE MEMBER: Councilmember Christina Covarrubia 5593534956 christinac@cityofsanjoaquin.org ALTERNATE: Mayor Pro Tem Julia Hernandez 5595384059 juliah@cityofsanjoaquin.org
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STAFF REPORT City of Wasco

TO: Honorable Mayor and Council Members

FROM: M. Scott Hurlbert, City Manager
Maria O, Martinez, City Clerk

DATE: April 19, 2022

SUBJECT: Nomination and Appointment of second Council Member to serve on an ad hoc Council Committee regarding California High-Speed Rail Authority issues.

Recommendation:

Staff recommends the City Council Nominate and Appoint a second Council Member to serve on an ad hoc Council Committee regarding California High-Speed Rail Authority ("CHSRA") issues.

BACKGROUND:

Previously, the Wasco City Council named a two-member committee to meet with the City Manager and potentially other staff and CHSRA representatives, regarding ongoing updates, project changes, and agreement negotiations. This Committee is tasked with representing the entire Council for time-sensitive, incremental guidance to the City Manager and, when appropriate, to report back to the full Council. Mayor Reyna and Council Member Cortez were initially named to this Committee.

With the resignation of Council Member Cortez on December 21, 2021, a replacement is needed for this Committee.

PROJECT NUMBER:

None

FISCAL IMPACT:

No Impact

ATTACHMENTS:

None



STAFF REPORT City of Wasco

TO: Honorable Mayor and Council Members

FROM: M. Scott Hurlbert, City Manager
Maria O, Martinez, City Clerk

DATE: April 19, 2022

SUBJECT: Council receive an update regarding California High-Speed Rail Authority issues and authorize the City Manager to continue agreement negotiations.

Recommendation:

Staff recommends Council receive an update regarding California High-Speed Rail Authority issues and authorize the City Manager to continue agreement negotiations.

BACKGROUND:

The California High-Speed Rail Authority ("CHSRA") and the City of Wasco have been in various stages of discussion and negotiation for more than a decade. Various project impacts, especially the former labor camp situation, created significant friction between the City and CHSRA. Staff turnover, funding challenges, and other delays in both organizations further slowed resolution of these impacts. Recently secured funding has removed a significant barrier to the settlement of the situation. The City and CHSRA are now finalizing a series of agreements to resolve the impacts and allow the project to move quickly to completion within the City of Wasco.

DISCUSSION:

To date, discussion and negotiation between the City and CHSRA have revolved around each party achieving certain goals.

For the CHSRA, these goals include:

- Secure a series of City **Encroachment Permits** to move the Project forward. In particular, permits for the Amtrak Pedestrian Tunnel and the Poso Ave. Underpass have been a top priority.
- Resolution of the City's **Title VI Complaint**.
- **Resolve assessments** based upon project milestone delays (Poso Ave Underpass).
- Execute several **additional agreements** with the City.

For the City of Wasco, these goals include:

- Secure funding for complete **cleanup of the labor camp** without wiping out the City's General Fund Reserves.

- Provide **funding for ongoing operation and maintenance** of the Poso Ave. Underpass and the Amtrak Pedestrian Tunnel.
- Execute an agreement to **provide funding for a number of projects** outside the CHSRA Project envelope.
- Create an agreement to **protect the City's interests** while allowing work on the Project to proceed.

To achieve the goals of both parties, a series of agreements have been proposed and are in various stages of completion:

- 1) A "Letter Agreement" was executed between the City and CHSRA, concurrent with issuance of the conditioned Encroachment Permit for Phase 4.1 of the Poso Ave. Underpass project. The Letter Agreement establishes a list of additional agreements called the "Schedule of Performance" that must be negotiated and executed within a fixed schedule. The City may suspend the Encroachment Permit if the Schedule of Performance is not completed as agreed. This structure protects the City's interests while allowing work on the Project to proceed.
- 2) Agreements in the "Schedule of Performance" include:
 - a. Former Labor Camp Cleanup Agreement: The City is actively pursuing, and has already received, grant funds to cover certain costs of the camp cleanup. However, full grant funding for the estimated \$9.3 million complete cleanup is not certain. CHSRA has allocated funds within their Project budget to "guarantee" reimbursement of these costs by CHSRA to the City, should grant funding not be secured. An agreement between the City and CHSRA is in development which will define and secure this commitment.
 - b. Operation and Maintenance Agreement: When construction of the Amtrak Pedestrian Tunnel and Poso Ave. Underpass projects are complete, responsibility for the operation and maintenance of these facilities will be assumed by the City. This agreement provides a lump sum payment to the City as each facility is completed and put into operation. The lump-sum payment is designed to cover City costs related to the facilities for a minimum of 20 years and is currently estimated to be between \$2.8 and \$3.0 million. The agreement also requires that the CHSRA restore G Street to its previous configuration at no cost to the City should use of the Amtrak Pedestrian Tunnel be terminated. The terms of this agreement are over 90% complete. Finalization of the lump sum amount and defining a mechanism for G Street restoration are pending. Upon execution, the City will withdraw its Title VI Complaint. Upon Acceptance of the entire Poso Ave. underpass project, the City will formally waive the liquidated damages assessment related to underpass construction delays.
 - c. Right of Way Transfer Agreement: This agreement cleans up various parcel, ROW, and Easement acquisitions and Property exchanges along the Project corridor. The agreement body has been finalized, but there are pending corrections to the attached exhibit maps before it can be executed.
 - d. Settlement Agreement: Under this agreement, CHSRA provides ~\$6.3m lump sum funding for the following projects to be completed by the City:
 - i. 13th Street Improvements to create alternate access for residents affected by the Poso Ave. Underpass project.
 - ii. 12th Street to Poso Ave. Alley reconstruction to replace current reliance on G Street, which will be dead-ended by the Project.

- iii. Well 13 Phase II and Booth Property Offsites. CHSRA, through their design-build contractor CRB completed Phase I of this project. The City will assume responsibility for the completion of Phase II.
- iv. J Street to H Street Sewer line connection to provide service to the J Street extension.
- v. 6th Street closure and rehabilitation. The rail crossing at 6th Street will be closed permanently when the Poso Ave. Underpass is opened. Years of detoured traffic have deteriorated 6th Street from J Street to F Street (SR 43). This project will complete the closure and rehab of 6th Street.

Each of these projects will have a lump sum payment established, allowing the City to proceed with design, formal bidding, and completion of the work.

PROJECT NUMBER:

None

FISCAL IMPACT:

Potentially significant fiscal impact, determined by the final negotiation, execution and implementation of the various agreements discussed above. Final agreements with more accurate fiscal impact estimates will be brought to Council for further review and approval at future meetings.

ATTACHMENTS:

None