



BAKERSFIELD CITY COUNCIL AGENDA MEETING OF MARCH 3, 2021

Council Chambers, City Hall, 1501 Truxtun Avenue
Regular Meeting 3:30 PM

REGULAR MEETING - 3:30 PM

1. ROLL CALL

SPECIAL NOTICE Public Participation and Accessibility March 3, 2021 Bakersfield City Council Meetings

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

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

1. The meeting scheduled for **March 3, 2021, at 3:30 p.m.** will have limited public access.
2. The meeting scheduled for **March 3, 2021, at 5:15 p.m.** will have limited public access.
3. Consistent with the Executive Order, Councilmembers may elect to attend the meeting telephonically and to participate in the meeting to the same extent as if they were physically present.
4. The public may participate in each meeting and address the City Council as follows:
 - View a live video stream of the meeting at <https://bakersfield.novusagenda.com/AgendaPublic/> or, on your local government channel (KGOV).
 - If you wish to comment on a specific agenda item, submit your comment via email to the City Clerk at City_Clerk@bakersfieldcity.us **no later than 1:00 p.m. prior to the Council meeting.** Please clearly indicate which agenda item number your comment pertains to.
 - If you wish to make a general public comment not related to a specific agenda item, submit your comment via email to the City Clerk at City_Clerk@bakersfieldcity.us **no later than 1:00 p.m. prior to the Council meeting.**

- Alternatively, you may comment by calling **(661) 326-3100** and leaving a voicemail of no more than 3 minutes no later than **4:00 p.m. the Tuesday prior** to the Council meeting. Your message must clearly indicate whether your comment relates to a particular agenda item, or is a general public comment. If your comment meets the foregoing criteria, it will be transcribed as accurately as possible.
- If you are watching the live stream of the meeting and wish to make a comment on a specific agenda item as it is being heard, please email your written comment to the City Clerk at City_Clerk@bakersfieldcity.us. All comments received during the meeting **may not be read, but will be included** as part of the permanent public record of the meeting.

2. **PUBLIC STATEMENTS**

Written material submitted during the Public Statements portion of the meeting.

3. **WORKSHOPS**

Public comments will be received after Staff presentation.

- a. Bakersfield Police Department Community Collaborative
Staff recommends the Council receive and file presentation.
- b. Review of Chapter One, Three, Four and Five of the Council
Policy and Procedure Manual.
Staff recommends City Council determination.

4. **CLOSED SESSION**

5. **CLOSED SESSION ACTION**

6. **ADJOURNMENT**



ADMINISTRATIVE REPORT

MEETING DATE: 3/3/2021

Public Statements 2.

TO: Honorable Mayor and City Council

FROM: Julie Drimakis, City Clerk

DATE: 3/8/2021

WARD:

SUBJECT: Written material submitted during the Public Statements portion of the meeting.

STAFF RECOMMENDATION:

BACKGROUND:

ATTACHMENTS:

Description	Type
Written material submitted by Nicholas Blanchard	Correspondence

Stop the Change to Service of Golden Empire Transit Bus

SIGNATURES
WILL BE
VERIFIED

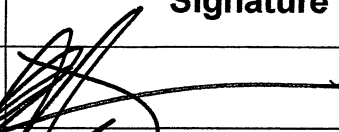
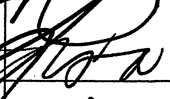
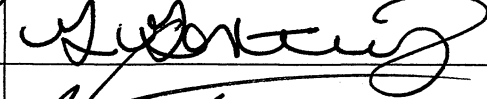

Schedule and Route Changes

MUST BE 18+ AND A
REGISTERED VOTER TO
SIGN PETITION

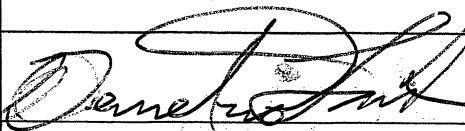


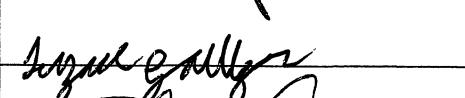
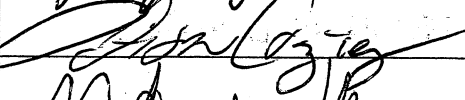
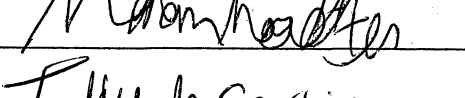
Petition Summary: _

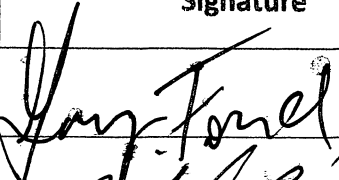
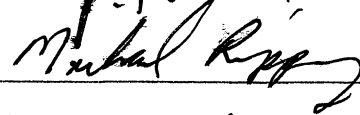
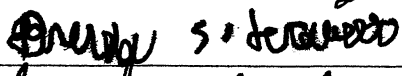
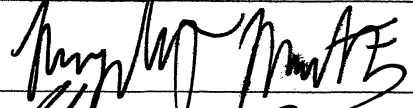
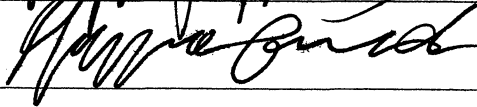
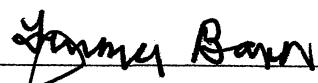
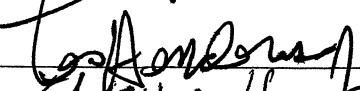
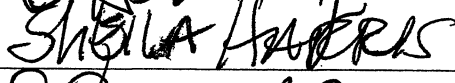
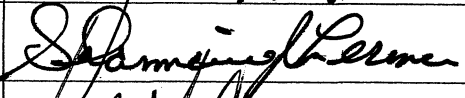


Golden Empire Transit is planning to make route and night service changes. Service to routes will be limited and hours of operation will end earlier making connections for work and home more difficult and in some cases impossible stranding the elderly, ADA customers and families who depend on night service.

Action Petitioned For: We the undersigned are concerned citizens who urge our leaders to act now to protect your continuance right of service..

Date	Signature	Printed Name	Address	Comment
2-1-21		Nicholas Blanchard	Gilbane 08	
2-1-21		Krisw Tapan		
2-2-21		GEORGE GENTRY	501 VILLA ST	WE NEED PM SERVICE
2-2-21		Venia Gilley	337 Belle ave	=

Date	Signature	Printed Name	Address	Comment
02/02/2021	Blanca Rady	Blanca Rady	2409 Oriole	
2/2/21	Tina Anderson	Tina Anderson		
2-3-21	William M.	William M.	4800 N. 1st	
2/2/21	Frank Grant	FRANK GRANT	Bakersfield	
2/5/21	Jane Barker	Jane Barker	2900 Ma Barker	
2/6/21	Rosalinda Muniz	Rosalinda muniz	Bakersfield	
2/7/21	Kari Cordova	Kari Cordova	Bakersfield	
2/7/21	Amy Ceura	Amy Ceura	Bakersfield 07	
2/7/21	Tanner Thompson	TANNER THOMPSON	Bakersfield	
2-7-21	Lisa Ferrimore	Lisa Ferrimore	93309	
2-7-21	Veronica Trimble	VERONICA TRIMBLE	93307	
2-9-21	Cindy Lopez	Cindy Lopez	93308	

Date	Signature	Printed Name	Address	Comment
2/8/21		Demetri Lander	93308	Later Hours
2/8/21		Eldon Phillips	93304	Regular Hours
2/8/21		Carlos Pulacay	93308	Later BUS Hours
2/8/21		Suzanne Gallegos	93308	Later BUS hours
2/8/21		Adrián Corzo	93301	Later Hours
2/8/21		Mohammad Ali	93301	
2/8/21	Taliyah Carbin	Taliyah Carbin	93308	Later hours Back to Regular bus route
2/8/21	Miracle Carbin	Miracle Carbin	93304	Regular Route
2/8/21	Mirassia Melin	Mirassia Melin	93308	Regular Hours
2/8/21	Reginald Alex	Reginald Alex	93308	Regular Hours
2/8/21	Tomika Alex	Tomika Alex	93308	Regular Hours

Date	Signature	Printed Name	Address	Comment
2-9-21		Gary Ford	93308	
2-9-21		Michael Rippy	93305	
2-9-21		Brandon Decarbo	93308	
2-9-21		Maggie Martinez	93308	
2-9-21		Stephanie Overend	93308	
2/13/21		Terrence Bauer	93304	
2/13/21		Les Hendrix	93305	
2/14/21		Sheila	93305	
2-13-21		Shamari Lerma	93308	
2-15-21		Robert Cooper	93304	
		Micheal Carter		



ADMINISTRATIVE REPORT

MEETING DATE: 3/3/2021

Workshops 3. a.

TO: Honorable Mayor and City Council

FROM: Christian Clegg, City Manager

DATE: 2/22/2021

WARD:

SUBJECT: Bakersfield Police Department Community Collaborative

STAFF RECOMMENDATION:

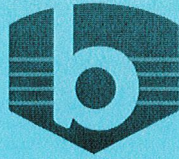
Staff recommends the Council receive and file presentation.

BACKGROUND:

Staff will provide an update on the Bakersfield Police Department Community Collaborative.

ATTACHMENTS:

Description	Type
 Blue Memo	Cover Memo



BAKERSFIELD

THE SOUND OF *Something Better*

OFFICE OF THE CITY MANAGER MEMORANDUM

Date: March 3, 2021

To: Honorable Mayor and Councilmembers

From: Christian Clegg, City Manager

Subject: Council Meeting of March 3, 2021
Workshop Agenda Item 3.a.

At the request of the City Manager, Agenda Item 3.a. (Bakersfield Police Department Community Collaborative) has been pulled to allow additional time to review the materials provided by the Collaborative.



ADMINISTRATIVE REPORT

MEETING DATE: 3/3/2021

Workshops 3. b.

TO: Honorable Mayor and City Council
FROM: Virginia Gennaro, City Attorney
DATE: 2/22/2021
WARD:
SUBJECT: Review of Chapter One, Three, Four and Five of the Council Policy and Procedure Manual.

STAFF RECOMMENDATION:

Staff recommends City Council determination.

BACKGROUND:

At the October 21, 2020, Regular City Council Meeting, the City Attorney presented a critique of Chapter Two, of the Council Policy and Procedure Manual (Manual). On November 18, 2020, the Council adopted the recommended Resolutions to effectuate the suggested revisions to Chapter Two.

Subsequently, the City Attorney (along with appropriate staff) reviewed Chapter One, Three, Four and Five of The Procedural Manual.

The City Attorney will lead a PowerPoint presentation explaining the suggested revisions to Chapters One, Three, Four and Five and appropriate City staff will be present to answer any questions. The City Attorney will also suggest an addition, due to a change in state law, to Chapter Two concerning local campaign contributions. Redlined copies of the changes to the respective chapters are attached as **Exhibit A**.

ATTACHMENTS:

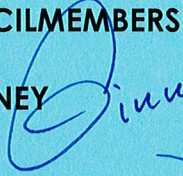
Description	Type
▣ Blue Memo	Cover Memo
▣ Exhibit A - Table of Contents	Exhibit
▣ PowerPoint presentation	Presentation



MEMORANDUM
CITY ATTORNEY

March 1, 2021

TO: HONORABLE MAYOR AND COUNCILMEMBERS
FROM: VIRGINIA GENNARO, CITY ATTORNEY
SUBJECT: AGENDA ITEM 3.b



Item 3.b pertains to the Review of Chapter One, Three, Four and Five of the Council Policy and Procedure Manual.

In final review of the Council Policy and Procedure Manual presentation, staff noticed that Chapter Four, Section 4.15 should be *Repealed and Replaced* with a current Resolution that addresses a broader issue.

Specifically, Chapter Four, Section 4.15 currently establishes a CASH RESERVE POLICY. Staff would like to broaden that policy to: CASH AND FACILITY REPLACEMENT RESERVE FUND.

Therefore, the corrected redlined version of the Chapter Four Table of Contents is attached (showing change to Chapter Four, Section 4.15).

In addition, if Council directs the City Attorney to move forward with the proposed changes, the actual **Exhibit A** to Chapter Four, Section 4.15 will need to be amended directing staff to include said policy in the Manual.

VG:ag
cc: Christian Clegg, City Manager
Attachment: Chapter Four - Table of Contents

S:\COUNCIL\MEMOS\20-21\Chapter 4 Section 4.15.docx

CITY COUNCIL POLICY AND PROCEDURE MANUAL

TABLE OF CONTENTS (Chapter FOUR)

FISCAL

NO.	Chapter 4
4.1	Repealed/Reserved (Revised Land Based Financing Policy)
4.2	SAME (Bidding Requirements for Contracts)
4.3	SAME (Bid Preference)
4.4	SAME (Investment Policy)
4.5	SAME (Industrial Development Bonds)
4.6	SAME (Deed and Easements)
4.7	Repealed/Reserved (Maintenance Agreement and License)
4.8	Repealed/Reserved (Budget Process)
4.9	Repealed/Reserved (Investment Terms)
4.10	Updated (Park Maintenance and Street Landscaping Assessments)
4.11	Repealed/Reserved (Audit Reporting Practices)
4.12	SAME (State Transportation Improvement Program)
4.13	Repealed/Reserved (Voluntary Curbside Recycle Incentives)
4.14	SAME (Environmentally Preferable Purchasing)
4.15	Repealed/Adopted (Cash and Facility Replacement Reserve Fund)
4.16	SAME (Pension Stabilization Fund)
4.17	Repealed/Reserved (Financial Assistance Requests from Non-Profit Groups)
4.18	SAME (Fund Balance Policy)
4.19	Updated/Adopted (Debt Management Policy)
4.20	SAME (Financial Assistance to Non-Profit Groups)

**CITY COUNCIL POLICY AND PROCEDURE MANUAL
TABLE OF CONTENTS (Chapter ONE)
PERSONNEL ADMINISTRATION**

NO.	Chapter 1
1.1	Repealed/Reserved (Fair Employment Program)
1.2	Repealed/Reserved (Retirement Appeals Board)

CITY COUNCIL POLICY AND PROCEDURE MANUAL

TABLE OF CONTENTS (Chapter TWO)

Prologue: (At beginning of Manual, before Chapter One)

NO.	Chapter 2
2.1	Mayor Pro tem
2.2	Seconds to Motions
2.3	Abstentions from Voting
2.4	Reserved
2.5	Requests for Transcripts
2.6	Reserved
2.7	Reserved
2.8	Reserved
2.9	Reserved
2.10	Closed Session Action Votes
2.11	Cable Broadcasts
2.12	Reserved
2.13	Reserved Adopted (No Campaign Contribution Limit)
2.14	Reimbursement of Certain Expenditures
2.15	Electronic Communications
2.16	Reserved
2.17	Reserved

**CITY COUNCIL POLICY AND PROCEDURE MANUAL
TABLE OF CONTENTS (Chapter THREE)
CEREMONIAL AFFAIRS**

NO.	Chapter 3
3.1	Updated (City Flag, Flower, Bird and Colors)
3.2	SAME (Sister City Program)
3.3	Repealed/Reserved (City Moto/Logo EDCD AD-HOC Report #1-95, March 22, 1995)
3.4	Repealed/Reserved (Bakersfield Squiggle)

CITY COUNCIL POLICY AND PROCEDURE MANUAL

TABLE OF CONTENTS (Chapter FOUR)

FISCAL

NO.	Chapter 4
4.1	Repealed/Reserved (Revised Land Based Financing Policy)
4.2	SAME (Bidding Requirements for Contracts)
4.3	SAME (Bid Preference)
4.4	SAME (Investment Policy)
4.5	SAME (Industrial Development Bonds)
4.6	SAME (Deed and Easements)
4.7	Repealed/Reserved (Maintenance Agreement and License)
4.8	Repealed/Reserved (Budget Process)
4.9	Repealed/Reserved (Investment Terms)
4.10	Updated (Park Maintenance and Street Landscaping Assessments)
4.11	Repealed/Reserved (Audit Reporting Practices)
4.12	SAME (State Transportation Improvement Program)
4.13	Repealed/Reserved (Voluntary Curbside Recycle Incentives)
4.14	SAME (Environmentally Preferable Purchasing)
4.15	Repealed/Reserved (Cash Basis Reserve Fund)
4.16	SAME (Pension Stabilization Fund)
4.17	Repealed/Reserved (Financial Assistance Requests from Non-Profit Groups)
4.18	SAME (Fund Balance Policy)
4.19	Updated/Adopted (Debt Management Policy)
4.20	SAME (Financial Assistance to Non-Profit Groups)

CITY COUNCIL POLICY AND PROCEDURE MANUAL
TABLE OF CONTENTS (Chapter FIVE)
PUBLIC SAFETY

NO.	Chapter 5
5.1	SAME (Issuance of Alcoholic Beverage Licenses)
5.2	Updated (Asbestos Testing and Mitigation)

3/3/2021 Item 3.a.

From: CAO 3.b

CITY COUNCIL POLICY & PROCEDURES MANUAL

Chapters One, Three, Four & Five



Bakersfield City Council
Workshops
October 21, 2020
November 18, 2020
March 3, 2021

Virginia Gennaro
City Attorney

Nine Chapters

1. Personnel Administration
2. Council Proceedings...REVISION COMPLETED*
3. Ceremonial Affairs
4. Fiscal
5. Public Safety
6. Urban Development
7. Parks & Open Space
8. Boards, Commissions & Committees
9. Miscellaneous

Chapter One

1. Fair Employment Program
2. Retirement Appeals Board

1.1 Fair Employment Program

- Summary:
 - Council commits to the Fair Employment Program.
- Consider:
 - Repealing. Program is on City website with all standard documents.

1.2 Retirement Appeals Board

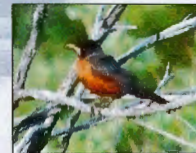
- **Summary:**
 - Establishes a Retirement Appeals Board to determine whether injuries qualified as industrial.
- **Consider:**
 - Repealing. City follows/adopted the CalPers IDR process.

Chapter Three Ceremonial Affairs (4 Sections)

1. City Flag, Flower, Bird and Colors
2. Sister City Program
3. City Moto/Logo, EDCD AD-HOC
4. Bakersfield Squiggle

3.1 City Flag, Flower, Bird and Colors

- Summary:
 - Establishes the official City Flag, Flower, Bird, and Colors.
- Consider:
 - Updating with pictures.



3.2 Sister City Program

- Summary:
 - Establishes the Sister City Program.
- Consider:
 - Keeping.

3.3 City Moto/Logo, EDCD AD-HOC

- Summary:
 - Establishes squiggly B logo.
- Consider:
 - Repealing. No longer in use with current brand.

3.4 Bakersfield Squiggle

- Summary:
 - Established policy that squiggly B be used on all city public hearing notices.
- Consider:
 - Repealing. No longer necessary with new brand.

Chapter Five Public Safety (2 Sections)

1. Issuance of Alcoholic Beverage Licenses
2. Asbestos Testing and Mitigation

5.1 Issuance of Alcoholic Beverage Licenses

- Summary:
 - Delegated authority to CM to make determination of Public Convenience and Necessity for Alcoholic license requests.
- Consider:
 - Keeping.

5.2 Asbestos Testing and Mitigation

- Summary:
 - Establishes a policy for identification and removal of asbestos in city facilities.
- Consider:
 - Updating with better language.

5.2 Asbestos Testing and Mitigation

2. Resolution No. 150-89 re: ASBESTOS TESTING AND MITIGATION is hereby updated and amended to read as follows:
 1. The following policy is hereby established by the City of Bakersfield concerning the identification and removal of asbestos hazards;
 - a) All City facilities will be evaluated on an ongoing basis.
 - b) Testing sites will be prioritized according to criteria regarding the risk to employees, and/or sites scheduled for construction or remodel.
 - c) Based on test results, a site specific mitigation plan will be formulated.
 - d) Mitigation measures will be undertaken based upon risk to employees and the public.

Chapter Four Fiscal (20 Sections)

1. Land Based Financing Policy
2. Bidding Requirements for Contracts
3. Bid Preference
4. Investment Policy
5. Industrial Development Bonds
6. Deed and Easements
7. Maintenance Agreement and License
8. Budget Process
9. Investment Terms
10. Park Maintenance and Street Landscaping Assessments
11. Audit Reporting Practices
12. State Transportation Improvement Program
13. Voluntary Curbside Recycle Incentives
14. Environmentally Preferable Purchasing
15. Cash Basis Reserve Fund
16. Pension Stabilization Fund
17. Financial Assistance Requests from Non-Profit Groups
18. Fund Balance Policy
19. Debt Management Policy
20. Financial Assistance to Non-Profit Groups

4.1 Land Based Financing Policy

- Summary:
 - Policy for establishing CFD and AD's for developers.
- Consider:
 - Repealing. City no longer finances new CFD or AD.

4.7 Maintenance Agreement and License

- **Summary:**
 - Policy that computer maintenance agreements and licenses are not subject to bidding.
- **Consider:**
 - Repealing. Understood that such agreements are professional in nature and thus not subject to city bidding requirements.

4.8 Budget Process

- **Summary:**
 - Adopts a procedure for adopting the annual budget that included oral summaries by department heads, referral of items to Budget & Finance and adoption by June 30th of each year.
- **Consider:**
 - Repealing. Overall requirements are in the Charter and BMC and presentation subject to CM.

4.9 Investment Terms

- **Summary:**
 - Authorizes staff to make investments with terms longer than five years.
- **Consider:**
 - Repealing. The Resolution is amended from time to time and should not be part of this Manual to eliminate confusion.

4.10 Park Maintenance and Street Landscaping Assessments

- **Summary:**
 - Establishes guidelines to increase park maintenance and street landscaping assessments.
- **Consider:**
 - Update to remove Exhibit A showing costs per tier since an updated Cost per tier sheet is brought before Council every year and subject to Prop 218.

4.11 Audit Reporting Practices

- Summary:
 - Establishes a policy for selection of auditing firms.
- Consider:
 - Repealing. The five (5) year rotation adopted in 2005 is no longer considered a best practice.

4.13 Voluntary Curbside Recycle Incentives

- Summary:
 - Establishes economic incentives for residents to utilize blue carts.
- Consider:
 - Repealing. Voluntary curbside is now mandatory.

4.15 Cash Basis Reserve Fund

- Summary:
 - Establishes a cash basis reserve fund.
- Consider:
 - Repealing/adopting a new one.
 - Cash and Facility Replacement Fund.

4.15 Cash Basis Reserve Fund

- **WHEREAS**, The City Council approved Resolution #019-19 on June 28, 2019 establishing a cash reserve and facility replacement reserve plan to fund sufficient balances that, at the minimum, meet the recognized 60-day standard and adequate funds for emergency facility replacement.

4.17 Financial Assistance Requests from Non-Profit Groups

- **Summary:**
 - Establishes policy for evaluating requests for funds from non profit agencies.
- **Consider:**
 - Repealing. This Policy was in Chapter Two and it was moved to Chapter Four as 4.20.

4.19 Debt Management Policy

- **Summary:**
 - Establishes a Debt Management Policy required by State law.
- **Consider:**
 - Update with new Exhibit A which will be the current Debt Management Policy of Council that includes minor modifications from outside bond counsel.

Miscellaneous Addition to Chapter Two

- **Summary:**
 - Establishes a “no campaign contribution limit” for candidates for elections to City offices.
- **Consider:**
 - Adopting the Resolution and placing it in Chapter Two as 2.13 in response to recent State Law amending Government Code Section 85301 which imposes a default contribution limit upon cities which do not have limits (higher or lower).

Summary

- **12 Resolutions suggesting Repeals:**
 - 2 in Chapter One
 - 2 in Chapter Three
 - 8 in Chapter Four
- **5 Resolutions Updating/Adopting:**
 - 1 in Chapter Three
 - 1 in Chapter Two
 - 2 in Chapter Four
 - 1 in Chapter Five

Summary

- Prologue
- Chapters:
 - One
 - Two
 - Three
 - Four
 - Five
- Remaining Chapters:
 - Six
 - Seven
 - Eight
 - Nine

Questions / Options

- ???
- Options:
 - Receive & file OR
 - Direct all changes be made and return w/Resolutions
 - Add additional section(s)?

