



BAKERSFIELD CITY COUNCIL AGENDA MEETING OF MARCH 31, 2021

Mechanics Bank Arena, 1001 Truxtun Avenue, The
Potato Room
Special Meeting 11:30 AM

SPECIAL MEETING - 11:30 AM

1. ROLL CALL

SPECIAL NOTICE

Public Participation and Accessibility March 31, 2021 Bakersfield City Council Meeting

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 special meeting scheduled for **March 31, 2021, at 11:30 a.m.** will have limited public access.
2. 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.
3. The public may participate in each meeting and address the City Council as follows:
 - 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 5:00 p.m. the Tuesday 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 5:00 p.m. the Tuesday 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

Public comments received.

3. CLOSED SESSION

- a. Conference with Legal Counsel — Potential Litigation; Closed Session pursuant to Government Code section 54956.9(d)(2)(e)(2) regarding *Allegations by the California Department of Justice of potential civil rights violations against the Bakersfield Police Department*. (One Matter)

4. CLOSED SESSION ACTION

5. ADJOURNMENT



ADMINISTRATIVE REPORT

MEETING DATE: 3/31/2021

Public Statements 2.

TO: Honorable Mayor and City Council

FROM: Julie Drimakis, City Clerk

DATE: 3/31/2021

WARD:

SUBJECT: Public comments received.

STAFF RECOMMENDATION:

BACKGROUND:

ATTACHMENTS:

Description		Type
	Public Statements	Correspondence



BAKERSFIELD

THE SOUND OF *Something Better*

CITY CLERK'S OFFICE MEMORANDUM

March 31, 2021

TO: HONORABLE CHAIR AND COMMISSION MEMEBERS

FROM: JULIE DRIMAKIS, CITY CLERK

SUBJECT: PUBLIC STATEMENTS

This memorandum is to transmit correspondence submitted after publication of the Agenda.

From	Subject	Type	Received
Jared Freeman	Concern for Domestic Violence Victims	Email	Monday, March 22, 2021 8:50 AM
JGarcia	Concern for Domestic Violence Victims	Email	Tuesday, March 23, 2021 7:29 AM
Brenda Brekke	News story on Bakersfield Police Department	Email	Wednesday, March 24, 2021 1:17 PM
G.N.M.	Concern for Domestic Violence Victims	Email	Thursday, March 25, 2021 8:00 AM
Eddy Laine	FY 20-21 Recommendations	Email	Wednesday, March 24, 2021, 4:19 PM

Attachments

From: [Jared Freeman](#)
To: [City Clerk](#)
Cc: publiccomment@kerncounty.com; [Christian Clegg](#); [bakersfield mayor](#); [City Council](#); markcsalvaggio@yahoo.com; snichols@youngnichols.com; kylewcarter@att.net; Kerntax@kerntaxpayers.org; bakersfieldteaparty@gmail.com
Subject: City Council and Board of Supervisor Public Statements
Date: Monday, March 22, 2021 8:50:38 AM

Warning: This email originated from outside the City of Bakersfield. Think before you click!

Dear Mayor Goh,

Our family would like to submit a public comment calling for the resignation of our city's clerk. In recent weeks, the city clerk has been accused by six victims of domestic violence of conducting background checks on them before considering the removal of their personal information from the internet. This is entirely unacceptable.

The Freeman Family

From: [jgarcia](#)
To: [City Clerk](#)
Cc: publiccomment@kerncounty.com; [City Council](#); [Christian Clegg](#); [Gregory Pronovost](#)
Subject: Public Comment -Resignation of Councilmember Gonzales
Date: Tuesday, March 23, 2021 7:29:46 AM

Warning: This email originated from outside the City of Bakersfield. Think before you click!

I live in Ward 2 and I'm a survivor of domestic violence. I have repeatedly reached out to our councilmember and have not received a reply. I am very concerned about Councilmember Gonzales' apathy toward domestic violence. I am also upset that city staff are conducting background investigations on domestic violence victims. How do I opt out of this? I don't want staff looking my family up. Juanita

From: [Brenda Brekke](#)
To: [City Clerk](#); [AdmMgr](#)
Subject: News Story on BPD / Public Comments
Date: Wednesday, March 24, 2021 1:17:14 PM

Warning: This email originated from outside the City of Bakersfield. Think before you click!

Hope you can be of assistance. I am trying to reach Mr. Clegg. I am a journalist working on a news story on the Bakersfield Police Department in Bakersfield, California. I understand that another law enforcement agency observed the Bakersfield Police Department using a silver ford surveillance vehicle to listen in on up to 18 different households without a warrant. In one case they were listening in on attorney client calls. In another case, they were listening in on a domestic violence dispute and then did not dispatch officers to the scene because they were conducting warrantless surveillance. I am trying to reach Mr. Clegg to discuss. Thank you, Brenda

From: G. N. M
To: Karen Goh; mayor.garcetti@lacity.org; safeathome@sos.ca.gov
Cc: City Clerk; CityClerk@lacity.org
Subject: Re: Public Comment for Next Council Meeting
Date: Thursday, March 25, 2021 8:01:28 AM

Warning: This email originated from outside the City of Bakersfield. Think before you click!

I would like to resubmit my concern for the next council meeting.

On Fri, Feb 12, 2021 at 10:08 AM G. N. M <gnm9730@gmail.com> wrote:

Mayor Goh, Mayor Garcetti, and Councilmembers,

I was raped in Los Angeles and live in Bakersfield. Prior to being attacked, I was an extrovert, small business owner, and community leader. My attack has turned my life upside down and I've become much more private. My victim advocate helped me enroll in California's confidential address program for rape victims. I've asked Bakersfield to remove my contact information from their website. I've now been told that they are refusing to do this because I used to operate a small business out of my home. I didn't ask to be raped and I cannot possibly implement my safety plan because of the city's refusal to keep my address private.

g.n.m.

March 24, 2021

Beatris Sanders, Chair
Public Safety and Vital Services Committee
City of Bakersfield
1600 Truxtun Avenue
Bakersfield, CA. 93301

2021 MAR 24 PM 3:48
BAKERSFIELD CITY CLERK

Dear Ms. Sanders and Members of the Committee:


This is written with regard to the recommendations for FY 2021-22 being discussed at the PSVS Committee meeting tomorrow—March 25, 2021.

Some concerns and questions:

1. How is the public engaged in this process (seemingly not)?
2. How is information about the proposed expenditures of PSVS dollars readily available to the public?
3. What options are being given to the PSVS Committee (seemingly none)?
4. Habitat needs to be respected along the Kern River. Increasing numbers of homeless intrusions into the areas near the Kern River in all probability have violated Kern County's Zoning Ordinance Chapter 19.73.110, page 391 which requires that "native vegetation...remain undisturbed." How is this Ordinance being enforced? More generally conditions along the Kern River Parkway (in the City of Bakersfield) have considerably worsened during the last year (pictures are being submitted with this letter). Complaints have been discussed with members of the City Council and staff. How are these issues being addressed in these recommendations? Is there a comprehensive plan to address these issues?
5. Attached is a revised Summary of PSVS (Measure N) funding from the City of Bakersfield FY 2019-2020 and FY 2020-2021 Budgets for Parks. How is the issue of an equitable distribution of PSVS funding for parks being addressed?

I would hope that these questions will be addressed during the formulation of the PSVS funding for FY 2021-2022.

Sincerely,



Eddy Laine

cc: Mayor Goh and Members of the Bakersfield City Council
Executive Committee, Sierra Club, Kern-Kaweah Chapter

**SUMMARY OF PSVS (MEASURE N) FUNDING FROM CITY OF
BAKERSFIELD FY 2019-2020 AND FY 2020-2021 BUDGETS FOR PARKS**

Taken from a July 15, 2020 Bakersfield City Council Workshop Presentation by Diane Hoover, Parks and Recreation Director (page numbers refer to that presentation) and information provided by Rajan Mistry, Business Manager for the City of Bakersfield on March 2, 2021.

FY 2019-2020 (\$13,902,000)

FY 2020-2021 (\$3,154,580)

Total funding: \$17,056,580 of which \$12,352,000 was allocated for Mesa Marin and Kaiser Permanente Sports Complexes (72% for these two complexes). Note: Priority 13 on the 2018 ballot measure was, "Enhancing Neighborhoods through additional code enforcement and improved park maintenance."

All Wards (page 7)

Drought Related Trees	\$800,000 (FY 2019-20)
Small Plant Replacement	\$750,000 (FY 2019-20)
Park Access Improvements	\$200,000 (FY 2020-21)
Total (10.3% of total)	\$1,750,000

Ward 1 (page 10)

MLK, Jr. Park Access Improvements	\$63,000 (FY 2020-21)
Planz Park Playground	\$302,500 (FY 2020-21)
Total (2.1% of total)	\$365,000

Ward 2 (page 13)

Beach Park Skate Park Lights	\$250,000 (FY 2020-21)
Wilson Park Access	\$54,000 (FY 2020-21)
Park Trash Enclosures (various parks)	\$50,000 (FY 2020-21)
Jastro Park Playground	\$302,500 (FY 2020-21)
McMurtrey Pool Shade Structure	\$77,500 (FY 2020-21)
Total (4.3% of total)	\$734,100

Ward 3 (page 17)

Four Softball Fields (Mesa Marin)	\$7,500,000 (FY 2019-20)
Pickleball and Basketball (Mesa Marin)	\$352,000 (FY 2019-20)
Siemon Park Access	\$84,000 (FY 2020-21)
Park Trash Enclosures (various parks)	\$50,000 (FY 2020-21)
University Park Playground	\$412,500 (FY 2020-21)

Total (49.3% total) \$8,398,500

NOTE: Mesa Marin Projects were not reflected on page 17, but were provided in previous documentation about PVSP funding. Again, there is no public transportation available to Mesa Marin. It is eight 8 miles from downtown Bakersfield. It is located in Ward 3.

Ward 4 (page 20)

Windsor Park Playground \$330,000 (FY 2020-21)
Total (1.9% of total) \$330,000

Ward 5 (page 23)

Haggin Oaks Park Tennis Court \$198,000 (FY 2020-21)
Ward 5 (1.7% of total) \$198,000

Ward 6 (page 26)

Design (Kaiser Permanente) \$1,500,000 (FY 2019-20)
Construction \$3,000,000 (FY 2019-20)
Patriots Park Access Improvements \$230,000 (FY 2020-21)
Grissom Park Access Improvements \$45,000 (FY 2020-21)
Silver Creek Park Pool Improvements and Fitness Equipment \$403,480 (FY 2020-21)
Grissom Park Playground \$302,500 (FY 2020-21)
Total (32.1% of total) \$5,480,980

NOTE: Kaiser Permanente is not listed on page 26. However, Mr. Mistry clarified the funding sources with this \$3 million being a portion of \$8 million allocated during FY 2019-2020.

Ward 7 (page 29)

Improvements (Wilson Park) \$54,000 (FY 2020-21)
Wilson Park Playground \$302,500 (FY 2020-21)
Total (3.2% of total) \$356,500

TOTAL

Compiled by Eddy Laine

March 24, 2021









































ADMINISTRATIVE REPORT

MEETING DATE: 3/31/2021

Closed Session 3. a.

TO: Honorable Mayor and City Council

FROM: Virginia Gennaro, City Attorney

DATE: 3/29/2021

WARD:

SUBJECT: Conference with Legal Counsel — Potential Litigation; Closed Session pursuant to Government Code section 54956.9(d)(2)(e)(2) regarding *Allegations by the California Department of Justice of potential civil rights violations against the Bakersfield Police Department. (One Matter)*

STAFF RECOMMENDATION:

BACKGROUND: