

**AGENDA
KERN COUNCIL OF GOVERNMENTS**

**KERN COG CONFERENCE ROOM
1401 19TH STREET, THIRD FLOOR
BAKERSFIELD, CALIFORNIA**

**THURSDAY
July 16, 2020
6:30 P.M.**

SPECIAL NOTICE

**Public Participation and Accessibility
July 16, 2020 Transportation Planning Policy Committee
and the Kern Council of Governments Board of Directors Meetings**

On March 17, 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, Kern Council of Governments 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:

- The meeting scheduled for **July 16, 2020, at 6:30 p.m.** will have limited public access to maintain social distancing. Masks will be required to attend the meeting in person.
- Consistent with the Executive Order, Committee/Board Members may elect to attend the meeting telephonically and participate in the meeting to the same extent as if they were physically present.
- The public may participate in the meeting and address the Committee/Board in person under Public Comments.
- If the public does not wish to attend in person, they may participate in the meeting and address the Committee/Board as follows:

If you wish to comment on a specific agenda item, submit your comment via email to feedback@kerncoq.org **no later than 1:00 p.m. July 16, 2020.** 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 feedback@kerncoq.org **no later than 1:00 p.m. July 16, 2020.**

TPPC/Kern COG Board

Please join my meeting from your computer, tablet or smartphone.
<https://global.gotomeeting.com/join/888828085>

You can also dial in using your phone.
United States: [+1 \(630\) 869-1013](tel:+16308691013)

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DISCLAIMER: This agenda includes the proposed actions and activities, with respect to each agenda item, as of the date of posting. As such, it does not preclude the Committee from taking other actions on items on

the agenda which are different or in addition to those recommended.

- I. **ROLL CALL:** Gurrola, B. Smith, Lessenevitch, Vallejo, Crump, McFarland, Mower, Alvarado, Krier, P. Smith, Reyna, Couch, Scrivner

Congestion Management Agency Ex-Officio Members: Kiernan, Green, Miller, Parra

- II. **PUBLIC COMMENTS:** This portion of the meeting is reserved for persons to address the Council on any matter not on this agenda but under the jurisdiction of the Council. Council members may respond briefly to statements made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Council at a later meeting. **SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD PRIOR TO MAKING A PRESENTATION.**

Disabled individuals who need special assistance to attend or participate in a meeting of the Kern Council of Governments may request assistance at 1401 19th Street Suite 300; Bakersfield CA 93301 or by calling (661) 635-2900. Every effort will be made to reasonably accommodate individuals with disabilities by making meeting materials available in alternative formats. Requests for assistance should be made at least three (3) working days in advance whenever possible.

- III. **CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT:** All items on the consent agenda are considered to be routine and non-controversial by Kern COG staff and will be approved by one motion if no member of the Council or public wishes to comment or ask questions. If comment or discussion is desired by anyone, the item will be removed from the consent agenda and will be considered in the listed sequence with an opportunity for any member of the public to address the Council concerning the item before action is taken. **ROLL CALL VOTE.**

- A. **Approval of Minutes – June, 18, 2020**

- B. **Response to Public Comments**

- C. **2020 Community Survey Final Report** (Campbell)

Comment: Godbe Research was commissioned by Kern Council of Governments (COG) to conduct the 2020 Community Survey.

Action: Accept the 2020 Community Survey Final Report. Voice Vote.

- D. **Conflict of Interest Code** (Napier)

Comment: The Political Reform Act requires every local government agency to review its conflict of interest code biennially. A conflict of interest code tells public officials, governmental employees, and consultants what financial interests they must disclose on their Statement of Economic Interests (Form 700).

Action: Approve the revision of Kern Council of Governments Conflict of Interest Code. VOICE VOTE.

- E. **Local Clearinghouse:**

Applicant: County of Kern
Address: 2700 M Street, Suite 250
Bakersfield, CA 93301-2323
Contact: Ms. Lorelei H. Oviatt

Fed. Agency: U.S. Dept. of Housing and Urban Development
Catalog No.: 14.239

Title: Home Investment Partnership Program
Description: Program for the development of viable communities
Total Funds: \$2,359,272.00
Impact Area: Serving Unincorporated communities of the County of Kern and Cooperative Cities of California City, Ridgecrest, Shafter, Tehachapi, and Wasco.

Applicant: County of Kern
Address: 2700 M Street, Suite 250
Bakersfield, CA 93301 – 2323
Contact: Lorelei H. Oviatt

Fed. Agency: U.S. Department of Housing and Urban Development
Catalog No.: 14.218
Title: Community Development Block Grant Program
Description: Program for the development of viable communities.
Total Funds: \$5,133,364.00
Impact Area: Serving Unincorporated communities of the County of Kern and Cooperative Cities of California City, Ridgecrest, Shafter, Tehachapi, and Wasco.

Applicant: County of Kern
Address: 2700 M Street, Suite 250
Bakersfield, CA 93301 – 2323
Contact: Lorelei H. Oviatt

Fed. Agency: U.S. Department of Housing and Urban Development
Catalog No.: 14.231
Title: Emergency Solutions Grant
Description: Program for the development of viable communities.
Total Funds: \$419,432.00
Impact Area: Serving Unincorporated communities of the County of Kern and Cooperative Cities of California City, Ridgecrest, Shafter, Tehachapi, and Wasco.

***** END CONSENT CALENDAR - ROLL CALL VOTE *****

IV. TRANSPORTATION AUTHORITY: (None)

V. CONGESTION MANAGEMENT AGENCY: (None)

VI. KERN MOTORIST AID AUTHORITY: (None)

VII. MEETING REPORTS: (None)

VIII. EXECUTIVE DIRECTOR'S REPORT: (Report on Programs and Projects in Progress)

- A. Warrant Register
- B. Timeline

IX. MEMBER STATEMENTS: On their own initiative, Council members may make a brief announcement or brief report on their own activities. In addition, Council members may ask a question of staff or the public for clarification on any matter, provide a reference to staff or other resources for factual information, or request staff to report back to the Council at a later meeting concerning any matter. Furthermore, the Council, or any member thereof, may take action to direct staff to place a matter of business on a future agenda.

X. CLOSED SESSION: NONE

XI. ADJOURNMENT: NEXT MEETING – The next scheduled meeting will be August 20, 2020. **May be dark.**

KERN COUNCIL OF GOVERNMENTS

Minutes of Meeting for June 18, 2020

KERN COG BOARD ROOM
1401 19TH STREET, THIRD FLOOR
BAKERSFIELD, CALIFORNIA

THURSDAY
June 18, 2020
6:30 P.M.

The meeting was called to order by Chairman Smith at 7:30 p.m.

I. ROLL CALL:

Members Present: Gurrola, B. Smith, Lessenevitch, Vallejo, Crump, Mower, Krier, P. Smith, Reyna, Couch, Gleason

Congestion Management Agency Ex-Officio Members: Navarro, Heckman, Parra

Members Absent: McFarland, Alvarado

Others: Brian Godbe

Staff: Ahron Hakimi, Rob Ball, Becky Napier, Veronica McCulloch, Bob Snoddy, Ben Raymond, Fasika Montalvo, Michael Heimer, Susanne Campbell

- II. PUBLIC COMMENTS:** This portion of the meeting is reserved for persons to address the Council on any matter not on this agenda but under the jurisdiction of the Council. Council members may respond briefly to statements made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Council at a later meeting. **SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD PRIOR TO MAKING A PRESENTATION.**

Chairman Smith asked for public comments. There were no comments.

- III. CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT:** All items on the consent agenda are considered to be routine and non-controversial by Kern COG staff and will be approved by one motion if no member of the Council or public wishes to comment or ask questions. If comment or discussion is desired by anyone, the item will be removed from the consent agenda and will be considered in the listed sequence with an opportunity for any member of the public to address the Council concerning the item before action is taken. **ROLL CALL VOTE.**

A. Approval of Minutes – May 21, 2020

B. Response to Public Comments

C. Equipment and Materials Disposal (Heimer)

Comment: Request to dispose of outdated equipment (Heimer)

Action: Approve inventory list for dissemination and disposal. Voice Vote.

D. Agreement for Safety-Related Hazard and Obstruction Removal on State Highways (Napier)

Comment: Consideration of a Memorandum of Agreement between Kern Council of Governments, Acting as the Kern Motorist Aid Authority, and the County of Kern for safety-related hazard and obstruction removal on state highways in Kern County in the amount of \$50,000. This item has been reviewed by County Counsel.

Action: Approve the Memorandum of Agreement between Kern Council of Governments,

Acting as the Kern Motorist Aid Authority, and the County of Kern and authorize the Chair to sign the Agreement. Voice Vote.

E. Agreement for Safety-Related Hazard and Obstruction Removal on State Highways (Napier)

Comments: Consideration of a Memorandum of Agreement between Kern Council of Governments, Acting as the Kern Motorist Aid Authority, and the City of Bakersfield for safety-related hazard and obstruction removal on state highways within the City of Bakersfield in the amount of \$150,000. This item has been reviewed by County Counsel.

Action: Approve the Memorandum of Agreement between Kern Council of Governments, acting as the Kern Motorist Aid Authority, and the City of Bakersfield and authorize the Chair to execute the Agreement. Voice Vote.

F. KARGO Sustainability Study: Phase I – Consultant Contract Amendment 1 Approval (Raymond)

Comment: Amend the contract between Kern COG and Fehr & Peers to extend the timeframe for the Phase I KARGO Sustainability Study. County Counsel is reviewing this contract.

Action: Approve Amendment No. 1 to the Fehr & Peers contract and authorize Chair to sign. Voice Vote.

G. Local Clearinghouse: (None)

***** END CONSENT CALENDAR - ROLL CALL VOTE *****

MOTION BY DIRECTOR CRUMP, SECOND BY DIRECTOR KRIER TO APPROVE THE CONSENT CALENDAR, MOTION CARRIED WITH A ROLL CALL VOTE.

IV. TRANSPORTATION AUTHORITY (None)

V. CONGESTION MANAGEMENT AGENCY: (None)

VI. KERN MOTORIST AID AUTHORITY: (None)

VII. MEETING REPORTS: (None)

VIII. EXECUTIVE DIRECTOR'S REPORT:

Executive Director Hakimi made the following report:

- June 26 – San Joaquin Valley Regional Policy Council and Multi Agency Working Group Virtual Meeting
- July 1, 2020 – Local Early Action Planning Grants due to HCD. These are over-the-counter grants for activities related to increasing housing stock. During a recent webinar with HCD everyone was encouraged to contact their local liaison (an email was sent to your Planning Directors and City Managers on June 4) to receive assistance in applying for funds.
- 2- 20 year recognition plaques (Fasika Montalvo and Michael Heimer)

IX. MEMBER STATEMENTS: (None)

X. CLOSED SESSION: (None)

XI. ADJOURNMENT: Seeing no other comments the meeting adjourned at 7:35 p.m. **NEXT MEETING – July 16, 2020.**

Respectfully submitted,

ATTEST:

Ahron Hakimi, Executive Director

Bob Smith, Chairman

DATE: _____



III. C. COG

July 16, 2020

TO: Kern Council of Governments

FROM: Ahron Hakimi
Executive Director

BY: Susanne Campbell
Regional Planner

SUBJECT: KERN COUNCIL OF GOVERNMENTS CONSENT AGENDA ITEM III. C.
2020 COMMUNITY SURVEY FINAL REPORT

DESCRIPTION:

Godbe Research was commissioned by Kern Council of Governments (COG) to conduct the 2020 Community Survey.

DISCUSSION:

The 2020 Survey is the thirteenth telephone survey conducted for Kern COG in as many years. The Survey was designed to track the results of all of the previous telephone surveys.

Overall, 1,393 adult residents in Kern County completed the telephone survey, representing a total universe of 637,812 adult residents 18 or older. Interviews were conducted in either Spanish or English depending on the preference of the resident surveyed. Interviews were conducted from January 29 through February 9, 2020. Data collection was as follows: 249 landline, 121 cell phone, 1023 online from text invitation. In order to allow segmentation of results by region, the areas of the county were sampled as follows: 60 in West Kern, 1105 in the Central Valley, 98 in the Mountain regions, and 131 in East Kern.

To access the Final Report, please access the following link:

<https://www.kerncog.org/quality-of-life-survey/>

Bryan Godbe made a presentation of the findings of the survey at the June Board Meeting.

ACTION

Accept the 2020 Community Survey Final Report.

VOICE VOTE



III. D. COG

July 16, 2020

TO: Kern Council of Governments

FROM: Ahron Hakimi
Executive Director

BY: Fasika Montalvo
Administrative Assistant

SUBJECT: KERN COUNCIL OF GOVERNMENTS CONSENT AGENDA ITEM III. D.

DESCRIPTION:

The Political Reform Act requires every local government agency to review its conflict of interest code biennially. A conflict of interest code tells public officials, governmental employees, and consultants what financial interests they must disclose on their Statement of Economic Interests (Form 700). This item has been reviewed by County Counsel.

DISCUSSION:

The FPPC has prepared a 2020 Local Agency Biennial Notice form for local agencies to complete or send to agencies within its jurisdiction to complete before submitting to the code reviewing body. The County Board of Supervisors is the code reviewing body for county agencies and any other local government agency whose jurisdiction is determined to be solely within the county.

If amendments to an agency's conflict of interest code are necessary, the amended code must be forwarded to the code reviewing body for approval within 90 days. An agency's amended code is not effective until it has been approved by the code reviewing body.

Kern Council of Governments Conflict of Interest Code requires amendment to revise the titles of existing positions and to make the Executive Director the filing officer per the regulations.

A copy of the revised code is attached.

ACTION:

Approve the revision of Kern Council of Governments Conflict of Interest Code. VOICE VOTE.

Exhibit “A”

CONFLICT OF INTEREST CODE FOR KERN COUNCIL OF GOVERNMENTS

The Political Reform Act, Government Code Section 81000, et seq., requires state and local government agencies to adopt and promulgate Conflict of Interest Codes. The Fair Political Practices Commission has adopted a regulation, 2 Cal. Code of Regulations, Section 18730, which contains the terms of a standard Conflict Of Interest Code. It can be incorporated by reference and may be amended by the Fair Political Practices Commission after public notice and hearing to conform to amendments in the Political Reform Act. Therefore, the terms of 2 Cal. Code of Regulations, Section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission are hereby incorporated by reference and, along with the attached Appendices in which members and employees are designated and disclosure categories are set forth, constitute the Conflict of Interest Code of the Kern Council of Governments. Members and Staff of the Kern Council of Governments holding designated positions shall file their statements of economic interests with the Executive Director, who will retain all statements and make them available for public inspection and reproduction upon request.

CONFLICT OF INTEREST CODE - APPENDIX “A”

Persons occupying the following positions are designated employees and must disclose financial interests in all categories defined in Appendix “B.”

<u>Designated Position</u>	<u>Assigned Disclosure Category</u>
Members of the Kern Council of Governments	1
Alternate Members of the Kern Council of Governments	1
Executive Director	1
Deputy Director – Administration	1
Deputy Director – Planning	1
Regional Planner	1
Financial Services Officer	1
Administrative Assistant	1
Consultants Consultant*	1

*“Consultant” shall include any natural person who provides, under contract, information, advice, recommendations or counsel to the Department as set forth in Title 2 C.C.R. §18700.3. But “Consultant” shall not include a person who:

(a) conducts research and arrives at conclusions with respect to his or her rendition of information, advice, recommendation or counsel independent of the control and direction of the Department or of any official other than normal contract monitoring; and

(b) possesses no authority with respect to any Departmental decision beyond the rendition of information, advice, recommendation or counsel.

CONFLICT OF INTEREST CODE - APPENDIX “B”

Persons occupying the positions listed in Appendix "A" must disclose financial interests and/or business positions in the following:

CATEGORY 1

All investments and business positions in business entities, sources of income and interests in real property.

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