

**CITY COUNCIL OF THE CITY OF MCFARLAND
MCFARLAND SUCCESSOR AGENCY
MCFARLAND PUBLIC FINANCE AUTHORITY
MCFARLAND IMPROVEMENT AUTHORITY
MCFARLAND PARKING AUTHORITY**

REGULAR MEETING– 6:00 P.M.

PLEASE NOTE: The City of McFarland City Council Chambers complies with the provisions of the Americans with Disabilities Act (ADA). Anyone needing special assistance please contact the City Hall at **(661) 792-3091**, at least one business day prior the meeting so that we may accommodate you.

LOCATION OF MEETING: **McFarland Veterans Community Center
103 W. Sherwood Ave
McFarland, Ca 93250**

DATE/TIME: **October 23, 2014 at 6:00 P.M.**

ROLL CALL: Mayor / Chairman Manuel Cantu Jr.
Mayor Pro Tem / Chairman Stephen McFarland
Council Member / Boardmember Russell Coker
Council Member / Boardmember Vidal Santillano
Council Member / Boardmember Rafael Melendez

REGULAR MEETING: – 6:00 P.M.

INVOCATION:

PLEDGE OF ALLEGIANCE:

PRESENTATIONS AND PROCLAMATIONS:

None

PUBLIC COMMENTS: This portion of the meeting is reserved for persons to address the Council/Board members on any matter not on this agenda but under the jurisdiction of the Council/Board members. Council/Board 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/ Board members at a later meeting.

SPEAKERS ARE LIMITED TO TWO MINUTES. PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD PRIOR TO MAKING A PRESENTATION. FIFTEEN MINUTES TOTAL TIME WILL BE ALLOWED FOR ANY ONE SUBJECT. If your business requires time, submit your items to the City Manager for the next meeting agenda. Thank you.

CONSENT AGENDA/OPPORTUNITY FOR PUBLIC COMMENT:

All items listed as consent items are considered to be routine and noncontroversial by City staff and will be approved by one motion if no member of the City 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 City Council or public to address the concerns of the item before action are taken.

CONSENT CALENDAR:

1. **Approval Of Warrants** – List of warrants in the amount of \$333,216.50 from October 7, 2014 through October 17, 2014
2. **Approval of Minutes of Regular And / Or Special Council Meeting** – held on October 9, 2014.
3. **Various Road Rehabilitation Project** – This is a Notice of Completion for the work under contract agreement with MAC General Engineering for the TDA 13/14 Various Road Rehabilitation Project.

The work consisted of the rehabilitation of Mast Ave. from Cliff Ave. to W. Sherwood Ave.; Richards Drive from Mast Ave to Woodruff Ave and the intersections of 4th Place, 3rd Place, and 3rd Street along W. Sherwood Ave.

Attachment(s): Staff Report, Notice of Completion.

Recommended Action(s): Staff recommends the City Council accept the completed work by the contractor, MAC Engineering, and authorize Mayor Cantu to sign the Notice of Completion and the City Clerk to file the Notice of Completion with the Kern County Recorder. Staff further recommends the release of the 5% retention to the Contractor after 30 days pending claims or liens filed during this period.

4. **Change Order for Tree Well Receptacles –W. Kern Ave Pedestrian Improvement** - The scope of work will include upgrade 1” conduit to 1.5” conduit and install (4) pull boxes to handle future wires for tree well receptacles. Furnish & install 3/4 “ conduit for future tree well receptacles. Furnish & install (1) pull box for future service pedestal.

Attachment(s): Staff Report, Change Order.

Recommended Action(s): Staff recommends the City Council approve the change order of \$5,813.25 to Cen-Cal Construction and approve the City Manager to sign change order.

5. **Report, Introduction and Waiving of the first reading of Ordinance –By adding Section 12.12 Water Conservation** – The State of California has mandated that state, county and city agencies reduce water usage by twenty percent (20%) and to require the implementation of water conservation requirements. Failure by any agency to implement water conservation measures may result in the State of California assessing a penalty of up to \$10,000.00 per day for every day implementation measures have not been adopted.

Attachment(s): Staff Report, Proposed Ordinance.

Recommended Action(s): Staff recommends the City Council introduce the Ordinance, waive the first reading and schedule the public hearing on this for the November 13, 2014 City Council Meeting.

6. **Agreement between City of McFarland and Ronald Brummet** - Currently City staff is working on two (2) long range projects that will change the General Plan Land Use Designation on approximately 2,200 acres of land located in the southern portion of the City’s Sphere of Influence and allow for the possible construction of a full service interchange at SR-99 and Hanawalt Avenue.

To assist with these two (2) projects the City Council, on July 12, 2013 approved an agreement with Ronald Brummett Community and Transportation Planning. This agreement was for one (1) year therefore the agreement expired in July of 2014. Because both of these projects are still on-going the City is still in need of the services provided by Ronald Brummett Community and Transportation Planning.

Attachment(s): Staff Report, Agreement.

Recommended Action(s): Staff recommends the City Council approves the agreement with Ronald Brummett Community and Transportation Planning for services as detailed in Exhibit “A” Scope of Work.

7. **W. Kern Avenue Pedestrian Bridge Improvement –Notice of Completion –**
The City of McFarland received a grant from Kern County Community Development for pedestrian streetscape improvements for the western approach to the Kern Avenue Pedestrian Bridge. After a competitive bid process, the City retained Brown and Fowler Construction to install the improvements.

Brown and Fowler has completed the work and the work was inspected by the City's Building Inspectors and Public Works staff.

Attachment(s): Staff Report, Notice of Completion.

Recommended Action(s): Staff recommends the City Council accept the Notice of Completion for the W. Kern Avenue Pedestrian Bridge Improvements and authorize the City Manager to sign the Notice of Completion.

END OF CONSENT CALENDER

8. Monthly staff report to the City Council

- Administration
- Planning Department
- Public Works Department

ADMINISTRATIVE MATTERS:

9. **Joint Exercise of Powers Agreement** - Report and Discussion and possible approval to form a Joint Powers Agreement (JPA) between the City of McFarland, McFarland Unified School District and the McFarland Recreation and Park District.

Attachment(s): Staff report, Resolution No. 2014-0200 and JPA agreement.

Recommended Action(s): Staff recommends that City Council approve Resolution No. 2014-0200 for the formation of the JPA and approve Mayor Cantu to execute JPA agreement.

10. Amendment to the City of McFarland's Planning and Building Fee Schedule

The City of McFarland's Planning and Building Fee schedule was last updated on July 1, 2013 and were valid until June 30, 2014 at which time they would be either raised or lowered depending on the Consumers Price Index (CPI). However since the fees were adopted in July of 2013 it has been determined that the City was not fully covering both staff time and the time that consultant's worked on specific projects. This revenue shortfall cannot continue because it places a burden on the City's fund balances.

To rectify this revenue shortfall City staff determined that a deposit based fee system should be established whereby an applicant will pay a deposit against which staff time will be billed. Once the deposit has a balance of 10% of the initial deposit all work shall stop on the project until an additional deposit (amount to be determined) has been given to the City.

Attachment(s): Staff Report, Fee Schedule.

Recommended Action(s): Staff recommends the City Council adopt the attached resolution approving the proposed Planning and Engineering Fee schedule.

11. Street Sweeper - The existing 2007 Elgin Street Sweeper has been constantly having mechanical issues and has been out of service these past few months on several occasions. The amount of repairs needed are escalating and it seems we have staff spending more time and effort in getting it repaired than the sweeper servicing the City. Staff has looked at several different brand street sweepers to determine the best product to service our City. Staff is recommending the financing of Elgin Crosswind J Sweeper total purchase price is \$249,257.03 and it includes 3 years of parts and labor repairs. Staff has contacted Government Leasing Company regarding financing a 5 year lease for the purchase of the new Street Sweeper.

Attachment(s): Staff Report, Haaker Equipment Co., Proposal

Recommended Action(s): Staff recommends that City Council approve financing for the purchase of a new street sweeper and authorize Mayor to sign the Lease agreement upon review of the City Attorney.

MAYOR AND COUNCIL MEMBERS STATEMENTS:

On their own initiative, Council members may make a brief announcement or a 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 City Council at a later meeting concerning any matter.

Furthermore, the City Council, or any member thereof, may take action to direct staff to place a matter of business on a future agenda.

CLOSED SESSION:

1. Approval of the October 9, 2014 closed session minutes.
2. Conference with real property negotiator (city manager) re price and terms of payment for real property located in the 100 block of the north side of Kern Avenue. McFarland, California per Government Code Section 54956.8.

ADJOURNMENT