

**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: **August 10, 2017 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:

New Recycling Video will be presented by Ms. Natalie Hernandez from R & F Disposal.

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.

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 \$ 502,385.71 from July 21, 2017 through August 3, 2017 and the pre-issued payroll in the amount of \$166,143.12 for July, 2017.
2. **Approval of Minutes of Regular And / Or Special Council Meeting** – held on July 27, 2017.
3. **Browning Road Well Pump Repairs** – As a result of the significant decline in water production from the Browning Road Well; Bakersfield Well and Pump (BWP) removed the existing six-state pump from the well for inspection. City water engineer inspected the existing wear to the lower pump impellers consistent with damage as a result of breaking suction and pumping air. In addition, the motor has suffered damage to the windings from an apparent voltage spike, and most of the original column pipe will need to be either replaced or rethreaded prior to re-installation.

The work is planned to be performed as soon as possible once all the materials arrive for installation and the motor rewinding is completed. It is estimated that the work will be completed by August 16, 2017.

Attachment(s): Staff Report, Quote from Bakersfield Well & Pump.

Recommendation(s): Staff recommends the City Council approve the proposed Browning Road Well pump work in the amount of \$75,535.00, plus a ten percent contingency for a total amount of \$83,088.00.

4. **Amendment to the Agreement between the City of McFarland and Helt Engineering, Inc.** - The State of California Subdivision Map Act, Section 66442 contains certain provisions on who at a City can approve a final map. Per Section 66442 a final map needs four (4) certifications. The current City Engineer can sign off on Certifications 1 through 3 however because he does not have the required credentials, he can't sign for the 4th certification.

In order for Certification to be signed the signatory either has to be a registered civil engineer prior to January 1, 1982 or be a person authorized to practice land surveying pursuant to the Professional Land Surveyor's Act. The City Engineer for McFarland became a registered civil engineer after 1982. Jerry Helt of Helt Engineering Inc., became a registered civil engineer prior to January 1, 1982 which allows him to sign off on the 4th Certification.

Attachment(s): Staff Report, Draft Amendment to Agreement

Recommendation(s): Staff recommends City Council approve the amendment to the agreement between the City of McFarland and Helt Engineering, Inc., naming the Alternate City Engineer.

5. **McFarland Partner, LLC and Diversified Central Development, LLC.** - Report, Public Hearing and Approval, RE: The Fourth Amendment to the Amended and Restated Development Agreement between the City of McFarland, McFarland Partners, LLC and Diversified Central Development, LLC.

Attachment(s): Staff Report, Attachment A

Recommendation(s): Staff recommends the City Council approve the Fourth Amendment to the Amended and Restated Development Agreement between the City of McFarland, McFarland Partners, LLC. and Diversified Central Development, LLC.

6. **Authority Signature of the McFarland USA Foundation** - Report and Possible Adoption of a Resolution RE: A Resolution Delegation of Authority Signatures, including facsimile signatures for Banking Services for the McFarland USA Foundation Corp.

Attachment(s): Staff Report, Resolution No. 2017-045

Recommendation(s): Staff recommends that the Board of Directors consider adoption of Resolution No. 2017-045, Delegation of Authority Signatures, including facsimile signatures for banking services for the McFarland USA Foundation Corp.

7. **Agreement with Comcate to Purchase Animal Control Module Tracking Software** – The City Council at their June 22, 2017 City Council meeting approved the purchase of the Code Enforcement Module included in the agreement however, the Animal Code module was not presented to the City Council.

By purchasing the Comcate software the Animal Control Division will be able to prepare and track files that will replace the need to create documents in Word and Excel.

Attachment(s): Staff Report, Agreement

Recommendation(s): Staff recommends the City Council approve the attached agreement with Comcate for the purchase of the Animal Control tracking software in the amount of \$11,275.00.

8. **Report and introduction of an Ordinance amending Title Nos. 120,238,241 and Ordinance 055-2016 and Section 8.12.020A** –Re: Recycling, Green Waste and Solid Waste Services.

Attachment(s): Staff Report, Draft Ordinance 074-2017

Recommendation(s): Staff recommends the City Council introduce this item, waive the first reading and set a public hearing date of August 28, 2017 to approve the proposed amendments to Title 8.12.020A Garbage Collection and Regulation of the City of McFarland Municipal Code.

END OF CONSENT CALENDAR

PUBLIC HEARING

Mayor Cantu to open the public hearing, take comments, if any, close public hearing.

9. **Report, Public Hearing of and Ordinance Amending Title 5, Business Tax, Licenses and Regulation**- of the Municipal Code by amending Section 5.04 Business Licenses (Municipal Code Text Amendment 2017-03). Staff is proposing amendments to these sections as well as adding two (2) new sections.

Attachment(s): Staff Report, Ordinance 073-2017

Recommendation(s): Staff recommends the City of McFarland City Council conduct the public hearing to approve the proposed amendment to the Title 5, Business Tax, Licenses and Regulation of the City of McFarland Municipal Code.

10. Monthly staff report to the City Council

- a. Administration
- b. Planning Department
- c. Grants Department
- d. Public Works Department

ADMINISTRATIVE MATTERS:

- 11. Report and possible approval of a Cooperative Agreement with California Department of Transportation** – The California Department of Transportation approved the Project Study Report/Project Development Support (PSR/PDS) for the construction of a new interchange at SR-99 and Hanawalt Avenue. Upon approval of a PSR/PDS the next component needed is the preparation of a Project Approval and Environmental Document (PA&ED) that will need to be reviewed and approved by Caltrans.

Attachment(s): Staff Report, Draft Cooperative Agreement

Recommendation(s): Staff recommends the City Council, subject to the City Attorney's review, approve and have the Mayor execute an agreement with the California Department of Transportation (Caltrans) regarding the Project Approval and Environmental Document (PA&ED) component of the construction of a new Interchange at State Route 99 and Hanawalt Avenue.

Correspondence

None

Oral Reports from City Council on Committee / Special District Meetings

Delano Mosquito Abatement District (DMAD) – Councilmember Coker

Kern Council of Governments (KCOG) – Mayor Cantu or Alternate Member
Mayor Pro-Tem McFarland

McFarland Tri-Agency Partners (MTAP): Mayor Cantu or Alternate Member
Councilmember Santillano

Kern Economics Development Corp. (KEDC) – Mr. John Wooner, City Manager

Kern County Association of Cities (KCAC)

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. Public Employee Performance Evaluation—City Manager per Government Code Section 54957(b)(1).
2. Conference with legal counsel re McFarland v. A&E Ballesteros per Government Code Section 54956.9(d)(1).

ADJOURNMENT