

**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: **December 14, 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:

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.

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 \$1,164,572.42 from November 1, 2017 through December 1, 2017 and the pre-issued payroll in the amount of \$143,825.06 for November, 2017.
2. **Approval of Minutes of Regular And / Or Special Council Meeting** – held on November 9 and 28, 2017.
3. **Implementation Agreement** – The City is in the process of issuing bonds for the expansion of City Hall, purchase of property for the Police Station, and remodeling of the old Library. In order to assist in the selling of the bonds, the financial advisor has recommended that the attached Implementation Agreement, be adopted as the City's policy. This requires the City to have an independent auditor complete the audited financial statement for the City as long as the bonds are outstanding, ensure as nearly as possible that a draft audited financial statement will be completed by January 31 of the following year, and the city will require a not to exceed date from the auditor if the audited financial statement is not completed by the date.

Attachment(s): Implementation Agreement

Recommendation(s): Staff recommends that City Council approve the Implementation Agreement.

4. **Award Contract for the Kern Ave Elementary SR2S Connectivity Safe Route to School ATPL-5343 (009)** – This project consists of a base bid and two alternate bids. The base bid involves doing improvements on 3rd St. and 4th Place between Sherwood Ave and California Ave., as well as improvements on California Ave., between 3rd and 5th St. Alternate bid 1 would involve street improvements on 5th St. between Sherwood and California Ave, and alternate bid 2 would continue the improvements further down 5th St., all the way to Kern Ave.

There were five bidders and city staff reviewed and qualified the lowest bidder which is Advance Concrete Construction.

	Total Bid
DOD Construction	\$416,463.00
Jim Alfter Cement Contractor	\$354,419.65
Cen-Cal Construction	\$399,000.00
R.C. Becker & Son	\$329,306.29
Advance Concrete Construction	\$321,084.00

Attachment(s): Staff Report, Advance Concrete Construction Bid

Recommended Action(s): Staff recommends that the City Council approve and award the contract to Advance Concrete Construction to complete the ATP Cycle 2-Safe Route to School Connectivity in the amount of \$321,084.00, pending City Attorney's approval and review.

5. **Tract No. 7214 Phase 2, Recordation of Final Map, located between Elmo Highway and Hail Lane** - McFarland Partners, LLC, as sub-divider for Tract Map No. 7214 Phase 2 has submitted the Final Tract Map for City Council's approval. The City Engineer has reviewed the final map and found it in substantial conformance with the Subdivision Map Act. The Community Development Director has reviewed the final map and found it in substantial compliance with the approved Tentative Map.

Attachment(s): Staff Report, Resolution No. 2017-056

Recommended Action(s): Staff recommends City Council of the City of McFarland adopt Resolution No. 2017-056, approving the recordation of Final Map for Tract Map 7214, Phase 2, contingent upon the receipt of required improvement bonds and subdivision guarantee, improvement inspection fees, plan review and recording fees, authorizing the City Clerk to endorse the final map, and authorizing the City Engineer to transmit same to the county clerk's office.

END OF CONSENT CALENDAR

PUBLIC HEARING

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

6. **Business License Ordinance 073-2017** – Report and possible approval of an Ordinance amending Title 5 Business Tax, Licenses and Regulation of the McFarland Municipal Code by amending Section 5.04 Business Licenses (Municipal Code Text Amendment 2017-03).

Attachment(s): Business License Ordinance 073-2017

Recommendation(s): Staff recommends the City Council hold the public hearing and adopt the final reading of Ordinance 073-2017.

7. **Possible Adoption of Ordinance 079-2017** –An Ordinance of the City of McFarland regulating the locations and operation of retail purveyor of tobacco product, electronic vapor devices, electronic vapor inhalation substances, hookahs, and electronic /vapor substance inhalation shops.

Attachment(s): Staff report, Ordinance 079-2017

Recommended Action(s): Staff recommends Mayor Cantu to conduct the public hearing, and adopt Ordinance 079-2017, by title only.

8. Monthly staff report to the City Council

- a. Administration
- b. Police Department
- c. Finance Department

ADMINISTRATIVE MATTERS:

9. **Appointment of Planning Commission Vacancy** - The McFarland Planning Commission has one (1) vacancy, the City advertised to fill the planning commission seat that is currently vacant for three months and received two applicants. The Mayor Pro-Tem McFarland, city clerk and staff conducted interviews on Friday, November 17, 2017 to fill the vacancy for the Planning Commission. All agreed and recommended the appointment of Rudy Núñez, a local Pharmacy Technician for Delano Regional Hospital.

Attachment(s): Staff report, Applicants Information Sheet

Recommendation(s): After reviewing their recommended appointment, staff is requesting City Council approval in the appointment of Rudy Núñez to serve two year term vacated by former Commissioner Pete Perezchica. The term of appointment will end December 14, 2019.

10. **Correspondence**

Grand Jury Report 2017/2018

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. Conference with legal counsel regarding claim by City against Central San Joaquin Valley Risk Management Authority Related to the Well located at Taylor and Garzoli Avenues, McFarland, per Government Code Section 54956.9(d)(4).

ADJOURNMENT