

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

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: **May 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:

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 APRESENTATION. 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 \$ 281,342.88 from April 19, 2018 through May 2, 2018 and the pre-issued payroll in the amount of \$160,621.81 for April, 2018.
2. **Approval of Minutes of Regular And / Or Special Council Meeting** – held on April 26, 2018.
3. **Notice of Completion –Jim White (Blanco Park) Phase 1A**—this is a Notice of Completion for the work under contract with Stockbridge General Contracting for the construction of Jim White (Blanco Park) Phase 1A.

Construction was completed on April 26, 2018 and the completed work substantially conforms to the plans and specifications and was inspected by Public Works staff.

Attachment(s): Staff Report, Notices of Completion

Recommendation(s): Staff recommends that the City Council accept the completed work for the completion of Phase 1A- Jim White (Blanco Park) by the Stockbridge General Contracting, Inc., and authorize the City Clerk to file the Notice of Completion with the Kern County Recorder's Office after Mayor Cantu signs the notice.

END OF CONSENT CALENDAR

PUBLIC HEARING

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

4. **Report, Public Hearing and Discussion on the First Reading** - of an Ordinance Adding Chapter 5.28, Fortune Telling and Occult Arts. The proposed Ordinance establishes operational regulations, as well as other requirements.

Attachment(s): Staff Report, Ordinance 004-2018

Recommendation(s): Staff recommends the City of McFarland City Council conduct the public hearing, take comments, if any and introduce Ordinance No. 004-2018 for first reading by title only. Ordinance reads as follows:

An Ordinance of the City Council of the City of McFarland Adding Chapter 5.28 to the Municipal Code titled Fortune Telling and Occult Arts.

5. Monthly staff report to the City Council

- a. Administration
- b. Finance Department
- c. Public Works Department

ADMINISTRATIVE MATTERS:

6. **Report, and Adoption of Ordinance, Re: Zone Change 2018-01**– On March 22, 2018 the City Council conducted a public hearing to consider the request of David Snell to annex 77.00 acres of land to the City of McFarland. Included in the council's actions was Ordinance 001-2018 that pre-zoned the 77.00 acres to R-1 One Family Residential. The proposed zone change is located at the southwest corner of Garzoli Avenue and Elmo Hwy. Approval of this ordinance is the last action that the City Council needs to do for the annexation proposal.

The next step in the approval process is for the applicant to prepare a legal map and legal description of the annexation area and pay the necessary LAFCO fees.

The public hearing was held on March 22, 2018 city council meeting and there were no comments from the public.

Attachment(s): Staff Report, Ordinance 001-2018

Recommendation(s): Staff recommends the City of McFarland City Council adopt Ordinance No. 001-2018 and read the Ordinance by title only.

An Ordinance of the City Council of the City of McFarland Amending the Official Zoning Map for Assessor's Parcels 060-420-01, 060-420-02, 060-420-03, 060-420-04, and 060-420-05.

7. **Memorandum of Understanding (MOU) Between the County of Kern and the City of McFarland** –regarding transfer of Tax Revenues upon Annexation. City and County have worked together to develop an interim MOU tax sharing for annexations. The purpose of this MOU is: 1) to provide for the equitable exchange of revenues in accordance with the transfer of service responsibilities upon annexation; 2) to enable CITY to proceed with orderly territorial expansion and economic growth consistent with the terms of existing law; and 3) to maximize each party's ability to deliver essential governmental services.

Once City submits new Sphere of Influence and Municipal Service Review to Kern LAFCO and obtains approval; the City and County will jointly pay for an independent consultant to conduct a tax sharing agreement rate study, which will be used to determine a permanent tax split rate between the City and County.

Attachment(s): Staff Report, Memorandum of Understanding

Recommendation(s): Staff recommends the City Council approve the Memorandum of Understanding (MOU) between the County of Kern and the City of McFarland regarding transfer of tax revenue upon annexation, and authorize Mayor Cantu, City Manager, and City Attorney to execute the agreement.

8. **Agreement for the Collection of Special Assessments between the County of Kern and City of McFarland** - City of McFarland wishes to establish a new special assessment fund with the County for the collection of fees for Code Enforcement. The City is facing several challenges with code enforcement such as burnt down homes, dilapidated properties, graffiti and property maintenance. This new fund will assist the City to recover code enforcement expenses from property owners who refuse to comply with code.

County is capable and willing to employ its usual collection procedures on City's behalf for special assessments lawfully established and levied by City, and COUNTY is willing to attempt to collect them at the same time and in the same manner as other taxes on the tax roll is collected.

Attachment(s): Staff Report, Agreement

Recommendation(s): Staff recommends the approval of the agreement between the County of Kern and the City of McFarland regarding utilizing the services of the county in collection of its taxes and assessments contingent upon city attorney's review, and authorize the Mayor to execute the agreement.

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. Approval of April 26, 2018 closed session minutes.

ADJOURNMENT