

SPECIAL CITY COUNCIL MINUTES
IN PERSON MEETING
JUNE 17, 2021

McFARLAND CITY COUNCIL
McFARLAND SUCCESSOR AGENCY
McFARLAND PUBLIC FINANCE AUTHORITY
McFARLAND IMPROVEMENT AUTHORITY
McFARLAND PARKING AUTHORITY

CALL TO ORDER

Mayor Gonzalez called the meeting to order at 6:00 p.m.

ROLL CALL

Council Members Present: Mayor Gonzalez, Mayor Pro Tem Pérez, Councilmember Ayon, Councilmember Cano (Via Zoom)

Council Members Absent: None

Council Member Rodriguez resigned June 9, 2021.

OFFICIALS PRESENT

City Manager Lara, Interim City Attorney Hodges (Via Zoom), City Clerk Alvarado, Acting Community Development Director Ronk, Finance Director Lara, Public Works Director Gonzales

PUBLIC COMMENTS

Russell Coker 300 Harlow Ave McFarland- asked council to verify if the next-highest-vote-getter method was the correct way and the law to fill the council vacancy. He stated that if it were, he would be happy to take the position since he was the next highest voter getter among the candidates in the election.

City Attorney Hodges replied to Mr. Coker by stating that in government code section 36512 (b) council has the discretion to fill the vacancy by appointment or call for a special election.

Closed: 6:06 p.m.

(Motion was made by Councilmember Ayon to move the Administrative Agenda first before the Public Hearing; 2nd by: Mayor Pro-Tem Pérez).

Vote: 4/0

Ayes: Ayon, Pérez, Cano, Gonzalez (Mayor)

Nays: None

Absent: None

ADMINISTRATIVE AGENDA

- I. Motion was made by: Councilmember Ayon to approve filling the vacancy on the City Council by **application and appointment method**; 2nd by: Mayor Pro-Tem Pérez
(i) **Application Method.**

Under the “application” option, the City Council would establish an application period for appointee hopefuls to submit an official City application with the City Clerk, with the intention of making an appointment at a future Council meeting after consideration of the applications.

If Council wishes to fill the vacancy under this method, Staff request the Council provide direction such as:

- Notice: How notice is to be provided (publication in paper, posting, word of mouth, etc.).
- Application content: Would the Council like to make any changes to the application?
- Deadline for Submittals: When the applications should be submitted to the City Clerk?
- Deadline for Distribution: When the applications should be provided to the Council (either prior to or concurrent with the Agenda for the meeting)?

Note: If the City Council opts to fill the vacancy by appointment, the Brown Act requires any interviews conducted by the entire City Council to be held in open session.

Vote: 4/0

Ayes: Ayon, Pérez, Cano, Gonzalez (Mayor)

Nays: None

Absent: None

Council requested that the Council Vacancy be posted for 30 days in the local newspaper, Facebook, and city website and leave open for 30 days.

Administrative Agenda closed at 6:15 p.m.

PUBLIC HEARING

2. Public Hearing was held to order the levy of assessment within the Landscaping and Lighting Assessment District No. 1 for fiscal year 2021/2022.

- a. Public Hearing was opened at 6:17 p.m. closed at 6:22 p.m.

Public Comment: Amanda Bergman 418 Merlot St McFarland- asked what is zone 1 and who are we taxing and why?

City Manager Lara answered: Zone 1 is the area along Garzoli walkway between Kyra and Tylor Ave

Finance Director Lara answered to question 2: The residents that live within that zone.

City Manager Lara answer to question 3: these fees are part of your property taxes if you live in that area, not new tax, these taxes were part of the development agreement with the developers.

- b. Motion was made by: Councilmember Ayon to adopt **Resolution No. 2021-0025, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND, CALIFORNIA INITIATING PROCEEDINGS FOR THE LEVY AND COLLECTION OF ASSESSMENTS FOR LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT NO. 1, FISCAL YEAR 2021/2022, PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE**; 2nd by: Mayor Pro-Tem Pérez. *Opened: 6:23 p.m. Closed: 6:26 p.m.*

Public Comment: Pam McFarland - Is the zone still the same area of Garzoli? Is this to get the legal aspect up to date?

City Manager Lara replied to public comment: No each zone has a different area. Every year by law the city must pass a resolution to allow the county to collect the taxes through the property taxes, if you bought a home within one of these zones it was part of your housing tract development agreement.

Vote: 4/0

Ayes: Ayon, Pérez, Cano, Gonzalez (Mayor)

Nays: None

Absent: None

- c. Motion was made by: Councilmember Cano to adopt *Resolution No. 2021-0031*, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND, CALIFORNIA FOR PRELIMINARY APPROVAL OF THE ENGINEER'S REPORT REGARDING THE PROPOSED LEVY AND COLLECTION OF ASSESSMENTS FOR THE LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT NO. 1, FISCAL YEAR 2021/2022; 2nd by: Councilmember Ayon. *Opened: 6:27 p.m. Closed: 6:27 p.m. (No*

Comments)

Vote: 4/0

Ayes: Cano, Ayon, Pérez, Gonzalez (Mayor)

Nays: None

Absent: None

- d. Motion was made by: Mayor Pro-Tem Pérez to adopt Resolution No. 2021-0032 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND, CALIFORNIA DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT NO. 1 FOR FISCAL YEAR 2021/2022; 2nd by: Councilmember Ayon. *Opened: 6:28 p.m.*

Closed: 6:28 p.m. (No Comments)

Vote: 4/0

Ayes: Pérez, Ayon, Cano, Gonzalez (Mayor)

Nays: None

Absent: None

COUNCIL STATEMENTS AND REPORTS

Mayor Gonzalez – Thanked Former Councilmember Rodriguez and his family for their dedication.

Councilmember Ayon – Wished Former Councilmember Rodriguez and his family the best.

Councilmember Cano – Thanked Former Councilmember Rodriguez for his time.

Mayor Pro-Tem Pérez – Thanked Former Councilmember Rodriguez for his time and wished him and his family the best.

ADJOURNMENT

Meeting adjourned at 6:30 p.m.

Francisca Alvarado

Francisca Alvarado, City Clerk

[Signature]