

REGULAR CITY COUNCIL MINUTES
IN PERSON MEETING
December 22, 2022

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

CALL TO ORDER

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

ROLL CALL

Councilmembers Present: Mayor S. Ayon, Vice Mayor Cano, Councilmember A. Ayon, Councilmember Gonzalez

Councilmembers Absent: None

**1 Vacant Councilmember Seat*

OFFICIALS PRESENT

City Manager/Chief of Police Williams, City Attorney Hodges, Community Development Director L. Ronk III, Public Works Director Gonzales, Human Resources Director Arias, City Clerk Alvarado

Officials Absent: Finance Director Viramontes

INVOCATION

Councilmember Cano

PLEDGE OF ALLEGIANCE

Councilmember Gonzalez

PRESENTATIONS, INTRODUCTIONS AND AWARDS

- Years of Service Recognition Awards on Behalf of Mayor Saul Ayon

Council recognized City Employees for their years of service and presented awards to them.

- Recognition Award Presented to the Lions Club on Behalf of Mayor Saul Ayon

Mayor S. Ayon recognized and thanked the McFarland Lions Club for their dedicated service to the City of McFarland and presented them with an award.

PUBLIC COMMENTS

Public comment opened at 6:21 p.m.

1. **Phil Corr 117 5th Street- Library-** Mr. Phil Corr handed out two versions of the New York Times Magazine Article and briefly spoke about the article.

Public Comment Closed at 6:24 p.m.

DEPARTMENTAL REPORTS

- A. Public Works Department
 - Pothole Repairs
 - 2nd Street Improvements

Public Works Director Gonzales gave brief updates on topics listed above.

Public Comments:

Geno Barajas asked if Public Works has a crew that goes out to repair potholes? PW Director Gonzales responded yes that it is the streets crew.

Jose Hernandez asked Public Works Director Gonzales if they had a tentative schedule for street pothole repairs that would indicate what street were going to be repaired and when. PW Director responded yes, they do have a schedule for pothole repairs. But that they are currently working on obtaining a schedule for pavement management that would repair the entire street.

- B. Community Development Department
 - Data Ticket

Community Development Director Ronk gave brief update on topic listed above.

- C. Human Resources Department
 - Health Care Plans

This item not addressed.

CONSENT AGENDA

1. Approval of Expense Report in the Amount of \$ 269,284.33 from November 16, 2022, to November 29, 2022.
2. Resolution NO. 2022- 0138, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND AUTHORIZING THE CITY MANAGER TO EXECUTE AGREEMENTS WITH THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION FOR IMPLEMENTATION OF A LOCAL TRANSACTIONS AND USE TAX.
3. Resolution NO. 2022- 0139, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND AUTHORIZING THE EXAMINATION OF TRANSACTIONS (SALES) AND USE TAX RECORDS.
4. Resolution NO. 2022- 0141, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING AN ADDITIONAL ALLOCATION OF FUNDS FROM THE GENERAL FUND FOR THE FUNDING OF PLANNING PROFESSIONAL SERVICES FOR TRACT 7393, TRACT 7292, AND SB2 PLANNING GRANT.

Motion was made by: Vice Mayor Cano to approve the consent agenda; 2nd by: Councilmember A. Ayon

ROLL CALL VOTE: 4/0

AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

**1 Vacant Councilmember Seat*

PUBLIC HEARINGS

5. Second Reading of Amendment to the Building Code Ordinance NO. 0011 -2022, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ADOPTING ORDINANCE NO. G-9179 OF THE BOARD OF SUPERVISORS OF THE COUNTY OF KERN, STATE OF CALIFORNIA AMENDING CHAPTERS 17.04, 17.06, 17.08, 17.10, 17.12, 17.16, 17.20, 17.24, 17.26, 17.28, 17.32, 17.34, 17.36, 17.40, 17.44, 17.48, and 17.56 OF TITLE 17 OF THE ORDINANCE CODE OF THE COUNTY OF KERN CONCERNING BUILDING REGULATIONS, RESIDENTIAL CODE, BUILDING CODE, GREEN BUILDING STANDARDS CODE, MECHANICAL CODE, HOUSING CODE, PLUMBING CODE, ELECTRICAL CODE, SEISMIC STRENGTHENING PROVISIONS FOR UNREINFORCED MASONARY BEARING WALL BUILDINGS, GRADING CODE, FIRE CODE, WILDLAND

URBAN INTERFACE CODE, DANGEROUS BUILDINGS CODE, BUILDING RELOCATION, MOBILE HOME AND ACCESSORY STRUCTURES, FLOOD PLAIN MANAGEMENT CODE, AND ENERGY CODE AND AMENDING SECTION 1 OF ORDINANCE NOS. 004-2020 AND 005-2020 OF THE CITY OF MCFARLAND AND MCFARLAND MUNICIPAL CODE SECTION 15.04.160.

- a. Staff Report: Presented by: Community Development Director L. Ronk III
- b. Stated for Record Ordinance Number Correction to Reflect G-9179 of the County of Kern.
- c. Open Public Hearing and Receive Public Testimony: 6:34 p.m.

No Comments from the public were presented.

- d. Close Public Hearing: 6:34 p.m.
- e. Motion was made by: Vice Mayor Cano to Waive the Reading of the Ordinance Text in its Entirety, Read by Title Only, Ordinance NO. 0011-2022, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ADOPTING ORDINANCE NO. G-9179 OF THE BOARD OF SUPERVISORS OF THE COUNTY OF KERN, STATE OF CALIFORNIA AMENDING CHAPTERS 17.04, 17.06, 17.08, 17.10, 17.12, 17.16, 17.20, 17.24, 17.26, 17.28, 17.32, 17.34, 17.36, 17.40, 17.44, 17.48, and 17.56 OF TITLE 17 OF THE ORDINANCE CODE OF THE COUNTY OF KERN CONCERNING BUILDING REGULATIONS, RESIDENTIAL CODE, BUILDING CODE, GREEN BUILDING STANDARDS CODE, MECHANICAL CODE, HOUSING CODE, PLUMBING CODE, ELECTRICAL CODE, SEISMIC STRENGTHENING PROVISIONS FOR UNREINFORCED MASONARY BEARING WALL BUILDINGS, GRADING CODE, FIRE CODE, WILDLAND URBAN INTERFACE CODE, DANGEROUS BUILDINGS CODE, BUILDING RELOCATION, MOBILE HOME AND ACCESSORY STRUCTURES, FLOOD PLAIN MANAGEMENT CODE, AND ENERGY CODE AND AMENDING SECTION 1 OF ORDINANCE NOS. 004-2020 AND 005-2020 OF THE CITY OF MCFARLAND AND MCFARLAND MUNICIPAL CODE SECTION 15.04.160.2nd by: Councilmember A. Ayon.

Clerk Alvarado stated for the record that newly adopted ordinance No. 0011-2022 would be posted in the designated posting locations within 15 days of its passage.

Motion was made by: Vice Mayor Cano to approve item 5; 2nd by: Councilmember A. Ayon

ROLL CALL VOTE: 4/0

AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

**1 Vacant Councilmember Seat*

ADMINISTRATIVE AGENDA

- 6. Report, Discussion, and Possible Approval of Resolution NO. 2022-0142, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ESTABLISHING DEPOSIT AMOUNTS FOR RESIDENTIAL AND COMMERCIAL UTILITY ACCOUNTS.

Councilmembers discussed.

Motion was made by: Councilmember A. Ayon to approve Resolution No. 2022-0142; 2nd by: Vice Mayor Cano

ROLL CALL VOTE: 4/0

AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez

NAYS: None

ABSTAIN: None
ABSENT: None

Full consensus

**1 Vacant Councilmember Seat*

7. Report, Discussion, and Possible Approval of Resolution NO. 2022- 0143, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND AUTHORIZING THE GRANT APPLICATION, ACCEPTANCE, AND EXECUTION FOR THE EAST PERKINS WATER WELL PROJECT.

Council Questions.

Public Comment: Jose Hernandez 602 7th Steet- Asked if the cost was dependent on the depth of the well and asked if minerals were found what the process would be.

Motion was made by: Vice Mayor Cano to approve Resolution NO. 2022-0143; 2nd by: Councilmember A. Ayon

ROLL CALL VOTE: 4/0

AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

**1 Vacant Councilmember Seat*

8. Report, Discussion, and Possible Approval of Resolution NO. 2022- 0144, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING AN ADDITIONAL ALLOCATION OF FUNDS FROM THE GENERAL FUND FOR THE FUNDING OF PROFESSIONAL SERVICES BY DATATICKET.

Motion was made by: Councilmember A. Ayon to approve Resolution No. 2022-0144; 2nd by: Vice Mayor Cano

ROLL CALL VOTE: 4/0

AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

**1 Vacant Councilmember Seat*

Clerk Alvarado stated for the record that Resolution No. 2022-0144 has a typo under the 5th whereas paragraph the date should reflet 2022 not 2023.

9. Report, Discussion, and Possible Approval of Resolution NO. 2022- 0145, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING AN ADDITIONAL ALLOCATION OF FUNDS FROM THE GENERAL FUND FOR THE PURCHASE OF LAND WITHIN THE AGREEMENT FOR PURCHASE AND SALE OF PERMANENT EASEMENT.

Council questions.

Public Comments:

Developer -Dr. Michael Hair stated they will also be giving the landowner an additional - one hundred and twenty thousand dollars in addition to the appraisal.

Motion was made by: Vice Mayor Cano to approve Resolution No. 2022-0145; 2nd by: Councilmember A. Ayon

ROLL CALL VOTE: 4/0

AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez
NAYS: None
ABSTAIN: None
ABSENT: None

Full consensus

*1 Vacant Councilmember Seat

REPORTS FROM CITY COUNCIL ON COMMITTEE/SPECIAL DISTRICT MEETINGS

- a. Delano Mosquito Abatement District (DMAD) – Vice Mayor Ricardo Cano
- b. Kern Council of Governments (KCOG)-
- c. Kern Economic Development Corp. (KEDC) –
- d. Kern County Association of Cities (KCAC) -
- e. Poso Creek (IRWMP)- Mayor S. Ayon
- f. Kern Local Agency Formation Commission (LAFCO) – Mayor S. Ayon

COUNCIL STATEMENTS AND REPORTS

Anita Gonzalez- No Comments.

Ricardo Cano- Thanked everyone who showed up to the meeting and congratulated the newly elected members. He expressed his thoughts regarding the New York Times article stating that he is certain that our Chief of Police doesn't envy anyone and nor does the council.

Amador Ayon- Thanked everyone for their hard work and support. He assured that he will continue to strive to do the very best for the community he lives in to make it a better city.

Saul Ayon- Expressed his thoughts in regard to the New York Times article saying that he found it very disrespectful. He stated that he was disappointed with the comments stated in the article about Mr. White. He requested that staff agendize selecting new members to Committee/Special District meetings.

ADJOURNMENT:

Mayor S. Ayon requested a Motion to adjourn meeting motion was made by: Councilmember A. Ayon to Adjourn Meeting 2nd by: Vice Mayor Cano

ROLL CALL VOTE: 4/0

AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez
NAYS: None
ABSTAIN: None
ABSENT: None

Full consensus

*1 Vacant Councilmember Seat

Meeting adjourned at 7:04 p.m.

CLOSED SESSION



Francisca Alvarado, City Clerk