

REGULAR CITY COUNCIL MINUTES
IN PERSON MEETING
April 13, 2023

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 6:03 p.m.

Mayor S. Ayon stepped out for his reading glasses.

ROLL CALL

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

Councilmembers Absent: None

OFFICIALS PRESENT

Interim Chief of Police Knox, City Attorney Hodges, Community Development Director L. Ronk III, Interim Public Works Director Jacobs, Finance Director Viramontes, Human Resources Director McCuan, City Clerk Alvarado

Officials Absent: City Manager Williams

**Administrator Pro Tempore Viramontes was present*

INVOCATION

Pastor Gabriel Diaz

PLEDGE OF ALLEGIANCE

Vice Mayor Cano

PET OF THE WEEK

Is a feature that highlights a pet available for adoption from the McFarland Animal Shelter.

Animal Control Officer Munguia presented the featured pet of the week to the City Council Members and Members of the Community.

PRESENTATIONS, INTRODUCTIONS AND AWARDS

- National Public Safety Telecommunicators Week Proclamation

Mayor Ayon presented the Telecommunicators Proclamation to Interim Chief of Police Knox and Dispatch Officer Olivia and thanked them for their hard work.

Interim Chief Knox said a few words honoring all the Telecommunicators at the McFarland Police Department.

PUBLIC COMMENTS

Public Comment opened at: 6:11 p.m.

1. Ignacio Morales Jr. – City Employees
2. S. Aaron Resendez- McFarland High School Ag Program
3. Alicia Aleman – City Employees
4. Elias Cruz- City Employees
5. Maria Moreno – City Employees

Public Comment closed at 6:24 p.m.

DEPARTMENTAL REPORTS

None

CONSENT AGENDA

1. Approval of Expense Report in the Amount of \$2,118,770.91 from February 22, 2023 to March 28, 2023.
2. Approval of Payroll Report for the Month of March in the Amount of \$ 255,973.76.
3. Approval of March 23, 2023, Regular Meeting Minutes.
4. Resolution NO. 2023-0040 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 2023/2024, PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE.
5. Resolution NO. 2023-0041 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 2023/2024.
6. Resolution NO. 2023-0042 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 2023/2024.
7. Resolution NO. 2023-0043 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING THE WAIVER OF THE BUSINESS LICENSE FEE FOR THE MCFARLAND GREATER CHAMBER OF COMMERCE FIREWORK STAND.
8. Resolution NO. 2023-0044 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING THE WAIVER OF THE BUSINESS LICENSE FEE FOR THE MCFARLAND LIONS CLUB FIREWORK STAND.
9. Resolution NO. 2023-0045 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING THE WAIVER OF THE BUSINESS LICENSE FEE FOR THE MCFARLAND FESTIVAL COMMITTEE'S 5 DE MAYO FESTIVAL.

MOTIONED BY: A. Gonzalez 2nd by: A. Ayon to approve the entire consent agenda.

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

PUBLIC HEARINGS

10. Introduction and First Reading of Proposed Ordinance NO.0003-2023 AN ORDINANCE OF THE CITY OF MCFARLAND AMENDING TITLE 3, TO ADD CHAPTER 3.28 COST RECOVERY SYSTEM OF THE MCFARLAND MUNICIPAL CODE.
 - Staff Report
 - a. Open Public Hearing and Receive Public Testimony: 6:27 p.m.
Close Public Hearing: 6:27 p.m.
 - b. Motion was made by: Perez to Waive the Reading of the Ordinance Text in its Entirety, Read by Title Only, and Introduce for Reading Ordinance NO.0003-2023 AN ORDINANCE OF THE CITY OF MCFARLAND AMENDING TITLE 3, TO

ADD CHAPTER 3.28 COST RECOVERY SYSTEM OF THE MCFARLAND MUNICIPAL CODE; 2nd by: A. Ayon

- c. Council directed Staff to Schedule Second Reading and Adoption of Ordinance NO.0003-2023 For the Next Regular City Council Meeting of April 27, 2023.

MOTIONED BY: Perez 2nd by: A. Ayon

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

ADMINISTRATIVE AGENDA

11. Report, Discuss, and Possible Approval of Resolution NO. 2023-0046 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ACCEPTING THE BID SUBMITTED BY ADVANCED CONCRETE CONSTRUCTION IN THE AMOUNT OF \$367,626.64 FOR THE 2ND STREET LANDSCAPE AND PEDESTRIAN IMPROVEMENTS – STPL 5343 (017) PROJECT AND AWARD A CONTRACT TO ADVANCED CONCRETE AND AUTHORIZE THE CITY MANAGER TO SIGN AND EXECUTE THE CONSTRUCTION AGREEMENT, AND ALLOCATE FUNDS FOR THE BID, AND UP TO \$97,420.36 FOR CONTINGENCY.

MOTIONED BY: Cano 2nd by: A. Ayon

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

12. Report, Discuss, and Possible Approval of Resolution NO. 2023-0047 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND, AUTHORIZING USE OF GENERAL FUNDS TO CONSOLIDATE AND ADD TWO LOCATIONS TO THE CITY'S INTRUSION ALARM SYSTEM.

MOTIONED BY: Cano 2nd by: A. Ayon

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

13. Report, Discussion, and Possible Approval of Resolution NO. 2023-0048 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND, CALIFORNIA, AUTHORIZING FUNDS FOR THE REMODEL OF THE POLICE DEPARTMENT AND CITY HALL

MOTIONED BY: A. Gonzalez 2nd by: Cano

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

14. Report, Discussion, and Possible Approval of Resolution NO. 2023-0049 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND, AUTHORIZING USE OF GAS TAX FUNDS FOR THE REPAIR OF STREET POTHoles THROUGHOUT THE CITY OF MCFARLAND.

MOTIONED BY: A. Gonzalez 2nd by: Perez

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

15. Report, Discussion, and Possible Approval of Resolution NO. 2023-0050 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND, APPROVING AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH QUAD KNOPF INC. FOR MCFARLAND COMMUNITY GARDEN & TRAIL PROJECT, AND AUTHORIZING USE OF GENERAL FUNDS FOR THAT AMENDMENT.

MOTIONED BY: Cano 2nd by: A. Ayon

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

16. Report, Discuss and Possible Approval of Resolution NO. 2023-0051 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND RECOMMENDING APPROVAL OF THE RECORDATION OF TEMPORARY USE PERMIT 2023-0001 SCHOEPPNER SHOWS.

MOTIONED BY: Perez 2nd by: A. Ayon

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

17. Report, Discuss and Possible Approval of Resolution NO. 2023-0052 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND RECOMMENDING APPROVAL OF THE RECORDATION OF TEMPORARY USE PERMIT 2023-0002 CINCO DE MAYO FESTIVAL.

MOTIONED BY: A. Gonzalez 2nd by: A. Ayon

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

18. Motion was made by: Cano to **TABLE** the Approval of Resolution NO. 2023-0053 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING FIRST AMENDMENT TO THE DEVELOPMENT IMPACT FEE CREDIT AGREEMENT FOR ELMO HWY MEDICAL PLAZA AND ALLOCATION OF ADDITIONAL FUNDS FROM THE GENERAL FUND; 2nd by: A. Ayon.

Item tabled.

19. Motion was made by: Gonzalez to **TABLE** the Appointment of Councilmembers on Subcommittees and Special District Committees; 2nd by: Perez.

Item tabled.

REPORTS FROM CITY COUNCIL ON COMMITTEE/SPECIAL DISTRICT MEETINGS

- a. Kern Council of Governments (KCOG)
- b. Kern Economic Development Corp. (KEDC)
- c. Kern Local Agency Formation Commission (LAFCO)
- d. Delano Mosquito Abatement District (DMAD)
- e. Poso Creek (IRWMP)
- f. San Joaquin Valley Air Pollution Control District (SJV)
- g. Public Policy and Finance Committee
- h. Public Safety Committee
- i. Quality of Life Committee
- j. Ad Hoc Committee
- k. Cannabis Committee

COUNCIL STATEMENTS AND REPORTS

The council made closing statements.

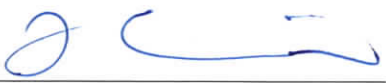
The City Council adjourned to closed session.

CLOSED SESSION

1. Public Employment (Government Code §54957) City Manager
Reportable Action: Direction Given to City Attorney
2. Public Employment (Government Code §54957) Community Development Director
Reportable Action: Direction Given to City Attorney
3. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Pursuant to Government Code §54957(b)(1) Position: City Employment Attorney
No Reportable Action Taken
4. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION
Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 549.56.9: (One Potential Case)
No Reportable Action Taken

ADJOURNMENT:

Closed session adjourned at 8:30 p.m.



Francisca Alvarado, City Clerk