

REGULAR CITY COUNCIL MINUTES
IN PERSON MEETING
April 27, 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 6:00 p.m.

ROLL CALL

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

Councilmembers Absent: Councilmember Pérez.

OFFICIALS PRESENT

City Manager Williams, 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: None

INVOCATION

Pastor Rivas

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.

Presented by: Chief of Police Knox and Animal Control Officer Munguia

The Animal Control officer was late so this item was addressed after presentations introductions and awards.

PRESENTATIONS, INTRODUCTIONS AND AWARDS

- Certificate of Recognition: McFarland Police Department Communications/Records Supervisor Sylvia Tafoya

PUBLIC COMMENTS

Public Comment opened at: 6:10 p.m.

1. Joe Appleton- Poso Creek
2. Linda Luz Martinez- Agenda Item # 12 (comment addressed under item 12)
3. Luz Martinez – Agenda Item # 12 (comment addressed under item 12)
4. Jose S. Nevarez- Agenda Item # 12 (comment addressed under item 12)

Public Comment closed at 6:12 p.m.

DEPARTMENTAL REPORTS

None

CONSENT AGENDA

1. Approval of Expense Report in the Amount of \$,784,138.27 from March 29, 2023, to April 18, 2023.

2. Approval of April 13, 2023, Regular Meeting Minutes.
3. Report, Discussion, and Possible Approval of Resolution No. 2023- 0055 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING AN ADDITIONAL ALLOCATION OF FUNDS TO THE BUILDING DEPARTMENT FROM THE GENERAL FUND FOR ONLINE PERMITTING SOFTWARE AND APPROVAL OF PROPOSAL.

Item #2- Approval of April 13, 2023 Regular Meeting Minutes was Motioned to table.

Motioned was made by: Cano 2nd by: A. Ayon to table item #2.

MOTIONED WAS MADE BY: Cano 2nd by: A. Ayon to approve the consent agenda with exception of the April 13, 2023, minutes.

ROLL CALL VOTE: 4/0

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

NAYS: None

ABSTAIN: None

ABSENT: M. Pérez

Full consensus

PUBLIC HEARINGS

4. Second Reading and Adoption 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: 6:15 pm
Close Public Hearing: 6:15 pm - No public from the public were presented
- b. Motion was made by: Cano to Waive the Reading of the Ordinance Text in its Entirety, Read by Title Only, and Adoption for 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.

ROLL CALL VOTE: 4/0

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

NAYS: None

ABSTAIN: None

ABSENT: M. Pérez

Full consensus

- c. Council directed Staff to Post in Designated Posting Locations for 30 Days.

5. Introduction and First Reading of Ordinance No. 0004- 2023 AN ORDINANCE OF THE CITY OF MCFARLAND AMENDING MCFARLAND MUNICIPAL CODE CHAPTERS 17.04, 17.72, 17.76, 17.80 AND 17.152 OF TITLE 17 ZONING.

- Staff Report

- a. Open Public Hearing and Receive Public Testimony: 6:18 p.m.
Close Public Hearing: 6:18 p.m. – No comments from the public were presented.
- b. Motion was made by: A. Ayon to Waive the Reading of the Ordinance Text in its Entirety, Read by Title Only, and Introduce for Reading Ordinance NO.0004-2023 AN ORDINANCE OF THE CITY OF MCFARLAND AMENDING MCFARLAND MUNICIPAL CODE CHAPTERS 17.04, 17.72, 17.76, 17.80 AND 17.152 OF TITLE 17 ZONING; 2nd by: Cano.

ROLL CALL VOTE: 4/0
AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez
NAYS: None
ABSTAIN: None
ABSENT: M. Pérez
Full consensus

- c. Mayor Directed Staff to Schedule Second Reading and Adoption of Ordinance No.0004-2023 For the Next Regular City Council Meeting of May 11, 2023.

ADMINISTRATIVE AGENDA

6. Report, Discussion, and Approve Resolution No. 2023-0056 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ACCEPTING CPE (CAL OES ALLOTMENT PROGRAM) FUNDS ALLOTTED TO THE MCFARLAND POLICE DEPARTMENT AND APPROPRIATING 149,000.00 FROM THE GENERAL FUND TO REPLACE THE CURRENT PUBLIC SAFETY ANSWERING POINT (PSAP).

Item #6 Resolution No. 2023-0056 was not necessary per City Attorney recommendation. No action was taken on this item.

7. Report, Discuss, and Approve Resolution No. 2023-0057 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING AN ALLOCATION OF FUNDS FROM THE GENERAL FUND TO FUND THE MCFARLAND POLICE DEPARTMENT BIKE SAFETY RODEO.

MOTIONED BY: A. Ayon 2nd BY: Cano
ROLL CALL VOTE: 4/0
AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez
NAYS: None
ABSTAIN: None
ABSENT: M. Pérez
Full consensus

8. Report, Discussion, and Possible Approval of Resolution No. 2023- 0061 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING AN APPROPRIATION OF FUNDS FROM THE GENERAL FUND IN THE AMOUNT of \$70,000.00 TO FUND THE PURCHASE OF A NEW PATROL VEHICLE.

MOTIONED BY: Cano 2nd BY: Gonzalez
ROLL CALL VOTE: 4/0
AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez
NAYS: None
ABSTAIN: None
ABSENT: M. Pérez
Full consensus

9. Report, Discussion, and Approval of Resolution No. 2023-0059 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING AN APPROPRIATION OF FUNDS FROM THE GENERAL FUND IN THE AMOUNT OF \$10,000.00 TO FUND THE PURCHASE OF TWO DRONES FOR THE MCFARLAND POLICE DEPARTMENT.

MOTIONED BY: Gonzalez 2nd BY: Cano
ROLL CALL VOTE: 4/0
AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez
NAYS: None
ABSTAIN: None
ABSENT: M. Pérez
Full consensus

10. Report, Discussion, and Approval of Resolution No. 2023- 0060 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND AUTHORIZATION FOR THE EXECUTION OF THE CERTIFICATIONS AND ASSURANCES AND AUTHORIZED AGENT FORMS FOR THE LOW CARBON TRANSIT OPERATIONS PROGRAM (LCTOP)

FOR THE FOLLOWING PROJECT: ZERO-EMISSION BUS PURCHASE PROJECT
34,366.00.

MOTIONED BY: A. Ayon 2nd BY: Cano
ROLL CALL VOTE: 4/0
AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez
NAYS: None
ABSTAIN: None
ABSENT: M. Pérez
Full consensus

11. Report, Discuss, and Approve Resolution No. 2023- 0058 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND AUTHORIZING THE GRANT APPLICATION, ACCEPTANCE, AND EXECUTION FOR THE EAST KERN AVE COMMERCIAL IMPROVEMENT RENOVATION PROJECT.

MOTIONED BY: Gonzalez 2nd BY: A. Ayon
ROLL CALL VOTE: 4/0
AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez
NAYS: None
ABSTAIN: None
ABSENT: M. Pérez
Full consensus

12. Resolution No. 2023- 0054A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING AN ADDITIONAL ALLOCATION OF FUNDS TO THE CODE ENFORCEMENT DEPARTMENT FROM THE GENERAL FUND FOR ABATEMENT.

MOTIONED BY: Cano 2nd BY: A. Ayon
ROLL CALL VOTE: 4/0
AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez
NAYS: None
ABSTAIN: None
ABSENT: M. Pérez
Full consensus

Public Comments:
1. Linda Luz Martinez – 180 Industrial Street
2. Luz Martinez – 180 Industrial Street
3. Jose Nevarez – 180 Industrial Street

The City Council instructed staff to hold the abatement process for 30 days. To give the property owners ample time to clean the property and comply with code violations.

13. Report, Discussion, and Appointment of Councilmembers on Subcommittees and Special District Committees.

Vice Mayor Cano resigned his seat on the AD Hoc Committee and the Cannabis Committee.

Mayor Saul Ayon appointed new members to the subcommittees as follows:

AD Hoc Committee- Mayor Saul Ayon & Councilmember Perez.

Cannabis Committee- Mayor Saul Ayon & Councilmember Perez.

14. Report, Discussion, and Approval of City Manager Kenneth Williams’s Employment Agreement.

MOTIONED BY: A. Ayon 2nd BY: Cano
ROLL CALL VOTE: 4/0
AYES: S. Ayon, R. Cano, A. Ayon, A. Gonzalez
NAYS: None
ABSTAIN: None
ABSENT: M. Pérez
Full consensus

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. Mayor instructed staff to draft an ordinance based on Rosenberg's Rules of Order.

The Regular City Council meeting adjourned to closed session at 7:03 p.m.

CLOSED SESSION

1. Public Employment (Government Code §54957) Community Development Director
Reportable Action: Direction given to City Manager
2. Public Employment (Government Code §54957) Public Works Director
Reportable Action: Direction given to City Manager
3. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION
Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 549.56.9: (One Potential Case) MPRD
Reportable Action: Direction given to City Manager and City Attorney

ADJOURNMENT:

Closed session adjourned at 7:35 p.m.



Francisca Alvarado, City Clerk