

REGULAR CITY COUNCIL MINUTES
IN PERSON MEETING
August 24, 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 Pérez, Councilmember Gonzalez

Councilmembers Absent: None

OFFICIALS PRESENT

City Manager Williams, Chief of Police Knox, City Attorney Hodges, Community Development Director Saldaña, Finance Director Viramontes, Human Resources Director McCuan, Public Works Director Ortiz, City Clerk Alvarado

Officials Absent: None

INVOCATION

Councilmember Pérez

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.

Chief of Police Knox presented the featured pet of the week to City Council Members and the Community. He informed that this pet was available for immediate adoption.

PRESENTATIONS, INTRODUCTIONS AND AWARDS

1. Drone Demonstration – Chief of Police Knox
Chief Knox thanked Dr. Michael Hair for his generous donation of \$10,000 to the McFarland Police Department.
2. Promotional Ceremony – Corporal Andrew Galvan
Corporal Galvan shared his experience and accomplishments with the City Council and thanked them for the opportunity to serve the Community of McFarland.

PUBLIC COMMENTS

Opened: 6:16 p.m.

1. Ocie Crawford -True Love Tribe Banquet Invitation

Closed: 6:18 p.m.

DEPARTMENTAL REPORTS

3. Public Works Department - *Public Works Director Ortiz gave the Council a brief overview of the department's current accomplishments and ongoing tasks.*

CONSENT AGENDA: The Consent Agenda consists of items that in staff's opinion are routine and non-controversial. These items are approved in one motion unless a Council Member/ Board Member or Member from the Public requests to remove a particular item.

4. Approval of the Expense Report in the Amount of \$382,793.29 August 2, 2023, to August 15, 2023.
5. Approval of the August 10, 2023 Regular Meeting Minutes.

No comments from the public were presented.

Motion was made by: Councilmember A. Ayon to approve the entire consent agenda; 2nd by: Councilmember Gonzalez to approve the consent agenda.

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

PUBLIC HEARINGS

6. Introduction and First Reading of Ordinance No.0009-2023 AN ORDINANCE OF THE CITY OF MCFARLAND AMENDING TITLE 17, CHAPTER 17.142 OF THE MCFARLAND MUNICIPAL CODE TO HEREBY REPEAL AND REPLACE IN ITS ENTIRETY. Relating to Signs.

- Staff Report: Community Development Director, Paul Saldana

- a. Open Public Hearing and Receive Public Testimony: 6:36 p.m.

No Comments from the Public Were Presented.

- b. Close Public Hearing: 6:36 p.m.

- c. **Motion by: Councilmember Pérez** to Waive the Reading of the Ordinance Text in its Entirety, Read by Title Only, and Introduce Ordinance No. 0009-2023 AN ORDINANCE OF THE CITY OF MCFARLAND AMENDING TITLE 17, CHAPTER 17.142 OF THE MCFARLAND MUNICIPAL CODE TO HEREBY REPEAL AND REPLACE IN ITS ENTIRETY; **2nd by: Councilmember A. Ayon.**

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

- d. Mayor Ayon Directed Staff to Schedule Second Reading and Adoption of Ordinance No.0009-2023 for the Next Regular City Council Meeting of September 14, 2023.

7. Second Reading and Adoption of Ordinance No. 0007-2023 AN ORDINANCE OF THE CITY OF MCFARLAND ADDING CHAPTER 15.40 OF THE MCFARLAND MUNICIPAL CODE RELATING TO ABANDONED PREMISES.

- Staff Report: Community Development Director, Paul Saldana

- a. Open Public Hearing and Receive Public Testimony: 6:38 p.m.

No Comments from the Public were Presented.

- b. Close Public Hearing: 6:38 p.m.

- c. **Motion was made by: Councilmember Pérez** to Waive the Reading of the Ordinance Text in its Entirety, Read by Title Only, and Adopt Ordinance No. 0007-2023 AN ORDINANCE OF THE CITY OF MCFARLAND ADDING CHAPTER 15.40 OF THE MCFARLAND MUNICIPAL CODE RELATING TO ABANDONED PREMISES; 2nd by: **Councilmember A. Ayon.**

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

- d. Mayor Ayon Directed Staff to Post Within 15 days of its Passage in Designated Posting Locations.
8. Second Reading and Adoption of Ordinance No. 0008-2023 AN ORDINANCE OF THE CITY OF MCFARLAND AMENDING SECTION 19.04.110(a) OF THE MCFARLAND MUNICIPAL CODE RELATING TO COMMERCIAL CANNABIS PERMITTING.
- Staff Report: Community Development Director, Paul Saldana
 - a. Open Public Hearing and Receive Public Testimony: 6:40 p.m.
No Comments from the Public Were Presented.
 - b. Close Public Hearing: 6:40 p.m.
 - c. **Motion was made by: Councilmember A. Ayon** to Waive the Reading of the Ordinance Text in its Entirety, Read by Title Only, and Adopt Ordinance No. 0008-2023 AN ORDINANCE OF THE CITY OF MCFARLAND AMENDING SECTION 19.04.110(a) OF THE MCFARLAND MUNICIPAL CODE RELATING TO COMMERCIAL CANNABIS PERMITTING; 2nd by: **Councilmember Pérez.**

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

- d. Mayor Ayon Directed Staff to Post Within 15 days of its Passage in Designated Posting Locations.

ADMINISTRATIVE AGENDA

9. **Motion was made by: Vice Mayor Cano to TABLE:** Report, Discuss, and Possible Approval of Resolution No. 2023-0099 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING THE TRANSFER OF THE FRANCHISE AGREEMENT FOR RESIDENTIAL AND COMMERCIAL SOLID WASTE SERVICES FROM R&F DISPOSAL TO USA WASTE OF CALIFORNIA, INC; 2nd by: **Councilmember A. Ayon.**
- a. Presentation: Waste Management RE: Franchise Transition Plan
- *Item was tabled to a future agenda.**
10. **Motion was made by: Councilmember A. Ayon** to APPROVE Resolution No. 2023-0100 A RESOLUTION OF THE CITY COUNCIL OF MCFARLAND APPROVING THE FINAL MAP FOR TRACT MAP NO. 7393 PHASE 2, CONTINGENT UPON THE RECEIPT OF REQUIRED IMPROVEMENT BONDS, SUBDIVISION GUARANTEE AND IMPMAP AND AGREEMENT AUTHORIZING THE CITY CLERK TO ENDORSE THE FINAL MAP AND AUTHORIZING THE CITY ENGINEER TO TRANSMIT SAME TO THE COUNTY CLERK'S OFFICE; 2nd by: **Councilmember Pérez.**

No Comments from the Public Were Presented.

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

- 11. Motion was made by: Vice Mayor Cano** to Approve the Employment Agreement Between the City and Brian Knox for the Chief of Police Position and Approval of Resolution Number 2023-0101 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING AN ADDITIONAL ALLOCATION OF FUNDS TO THE POLICE DEPARTMENT BUDGET FROM THE GENERAL FUND; **2nd by: Councilmember A. Ayon.**

No Comments from the Public Were Presented.

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

- 12. Motion was made by: Councilmember A. Ayon** to Approve Resolution No. 2023-0102 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ELIMINATING THE EXECUTIVE ADMINISTRATIVE ASSISTANT POSITION AND ONE OF THE TWO AUTHORIZED ADMINISTRATIVE ASSISTANT I POSITIONS, CREATING THE ADMINISTRATIVE ASSISTANT II POSITION, AND AMENDING THE FY23/24 SALARY SCHEDULE; **2nd by: Councilmember Pérez.**

No Comments from the Public Were Presented.

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

- 13. Motion was made by: Councilmember A. Ayon** to approve the Modifications to the Community Grants Program Policy; **2nd by: Councilmember Pérez.**

No Comments from the Public Were Presented.

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

REPORTS FROM CITY COUNCIL ON COMMITTEE/SPECIAL DISTRICT MEETINGS

- a. Kern Council of Governments (KCOG) Mayor Ayon
- b. Kern Economic Development Corp. (KEDC) Mayor Ayon
- c. Kern Local Agency Formation Commission (LAFCO) Mayor Ayon
- d. Delano Mosquito Abatement District (DMAD) Vice Mayor Cano
- e. Poso Creek (IRWMP) Councilmember Gonzalez
- f. San Joaquin Valley Air Pollution Control District (SJV) Councilmember A. Ayon

- g. Public Policy and Finance Committee- Mayor Ayon & Councilmember Gonzalez
- h. Public Safety Committee – Mayor Ayon & Vice Mayor Cano
- i. Quality of Life Committee – Councilmember A. Ayon & Councilmember Gonzalez
- j. Cannabis Committee – Mayor Ayon & Councilmember Pérez

COUNCIL STATEMENTS AND REPORTS

1. Councilmember Pérez – Congratulated Chief Knox and Corporal Galvan for his promotion. She thanked the McFarland Police Department and Public Works Director Ortiz for their presentations. She informed the community that they are working hard to improve the quality of life for everyone in our community.
2. Councilmember Gonzalez – Thanked the residents for their attendance. She also congratulated Corporal Galvan on for his promotion and Chief Knox.
3. Councilmember A. Ayon – Thanked city staff for the presentations. He also congratulated Chief Knox and Corporal Galvan. He asked the community for patience and assured them that little by little things would get done.
4. Vice Mayor Cano- Informed the community he visited our animal shelter and recognized that it was full, but the dogs were well taken care of. He thanked everyone involved in putting together our city council meetings, reports, and presentations. Mr. Cano requested Public Works perform sidewalk inspection throughout the city. Lastly, he congratulated Chief Knox and Corporal Galvan and thanked them both for their hard work and informed them that it was very noticeable.
5. Mayor S. Ayon- Thanked the public works department for beautifying our city and encouraged them to keep the momentum going in the right direction. He congratulated Chief Knox and Corporal Galvan on their promotions. Mayor Ayon invited everyone to attend the Community Night Out event at Blanco Park from 6-10 p.m. He encouraged the community to bring their kids and enjoy some food and fun brought to you by our law enforcement officers.

Open session adjourned at 7:08 p.m. City Council continued to Closed Session

CLOSED SESSION

1. Conference with Labor Negotiators (§54957.6): Agency designated representatives: City Employment Attorney and City Attorney; Employee organization: SEIU
Action: Direction was given to City Manager Williams
2. Conference with Legal Counsel – Anticipated Litigation - Significant exposure to litigation pursuant to Government Code §54956.9(b): One Case
Action: Direction was given to City Manger Williams

ADJOURNMENT

Meeting Adjourned approximately 7:40 p.m.



Francisca Alvarado, City Clerk

