



MCFARLAND CITY COUNCIL

McFarland Successor Agency, McFarland Public Finance Authority,
McFarland Improvement Authority, McFarland Parking Authority

Special Meeting Notice and Agenda

Council Chambers
103 W. Sherwood Ave, McFarland, CA
Website: <https://www.mcfarlandcity.org/>

Thursday, February 1, 2024
5:00 PM

SAUL AYON, *Mayor*
RICARDO CANO, *Vice Mayor*
AMADOR AYON, *Council Member*
ANITA GONZALEZ, *Council Member*
MARIA PEREZ, *Council Member*

VIEW THE MEETING RECORDINGS ONLINE at www.mcfarlandcity.org/AgendaCenter Recordings will be available approximately one week following the meeting.

HOW TO SUBMIT PUBLIC COMMENTS: The meetings of the City Council and all municipal entities, commissions, and boards (“the City”) are open to the public. At regularly scheduled meetings, members of the public may address the city on any item listed on the agenda, or on any non-listed matter over which the city has jurisdiction. At special or emergency meetings, members of the public may only address the city on items listed on the agenda. There is a time limitation of two minutes per person. For any item that is not on the agenda and within the jurisdiction or interest of the city, please come to the podium at this time. The Brown Act does not permit any action or discussion on items not listed on the agenda. If you wish to speak regarding a scheduled agenda item, please come to the podium when the item number and subject matter are announced, and the mayor opens Public Comment on the item. When recognized, please begin by providing your name and address for the record (optional). Anyone wishing to submit written information at the meeting needs to furnish ten (10) copies to the City Clerk in advance to allow for distribution to City Council, staff, and the media. Willful disruption of the meeting shall not be permitted. If the Mayor finds that there is in fact willful disruption of any City Council Meeting, he/she may order the disrupting parties out of the room and subsequently conduct the City’s business without them present.

PUBLIC ACCOMMODATIONS: The City of McFarland does not discriminate based on disability and complies with the provisions of the Americans with Disabilities Act (ADA). If you need special assistance to participate in this meeting, please contact the City Clerk’s Office at (661) 792-3091 at least 48 hours prior to the meeting to make reasonable arrangements to ensure accessibility to this meeting.

INTERPRETATION: If you need an interpretation of your communications to the City Council into English, please contact the City Clerk Department at 661-792-3091 ext. 2135 at least 48 hours prior to the meeting.

CALL TO ORDER: Mayor Saul Ayon

ROLL CALL:

Mayor/Chair, Saul Ayon

Vice Mayor/Vice-Chair, Ricardo Cano

Council Member/Board Member, Amador Ayon

Council Member/Board Member, Anita Gonzalez

Council Member/Board Member, Maria T. Pérez

INVOCATION:**PLEDGE OF ALLEGIANCE****PRESENTATIONS, INTRODUCTIONS AND AWARDS**

PUBLIC COMMENT: The public may address the Council/Board Member on items, which do not appear on the agenda. Council/Board Members may respond briefly to statements made or questions posed. They may ask a question for clarification; may refer the item to staff for further study or for placement on a future agenda. Speakers are limited to two minutes for each person. Please state your name and address for the record prior to making a presentation. Fifteen minutes total will be allowed for any one subject.

DEPARTMENTAL REPORTS

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.

1. Approval of Expense Report in the Amount of \$156,659.64 from 01/01/2024 to 01/12/2024.
2. Approval of January 11, 2024 Regular Meeting Minutes.
3. Approval of Resolution No. 2024-8 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ADOPTING THE CITY'S AMENDED AND UPDATED TITLE VI PROGRAM.
4. Approval of Resolution No. 2024-6 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ORDERING THE SUMMARY VACATION OF AN EASEMENT FALLING WITHIN THE BOUNDARY OF LOT 1 AND LOT 47 IN THE CITY OF MCFARLAND, PURSUANT TO THE PUBLIC STREET, HIGHWAYS AND SERVICE EASEMENTS LAW (DIVISION 9, PART 3, CHAPTER 4, CALIFORNIA STREETS AND HIGHWAYS CODE).
5. Approval of Resolution No. 2024-12 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING FUNDS FROM THE CITY'S GENERAL FUND TO COMPLETE THE ENCLOSURE OF THE CITY HALL YARD.

PUBLIC HEARINGS**ADMINISTRATIVE AGENDA**

6. Approval of Resolution No. 2024-13 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING THE DISCONTINUATION OF THE CONTRACT WITH ALEXANDERS AND ADDITION OF A WATER OPERATOR IN TRAINING POSITION.

7. Approval of Resolution 2024-9 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING AN ADJUSTMENT TO THE SALARY RANGE FOR THE SWEEPER/STREET MAINTENANCE I POSITION FROM RANGE 15 TO RANGE 21.
8. Approval of Resolution No. 2024-7 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ELIMINATING THE DEPUTY PUBLIC WORKS DIRECTOR POSITION (WATER/WASTEWATER) AND APPROVING A CONSULTING AGREEMENT WITH WATERWORKFORCE TO PROVIDE CHIEF PLANT OPERATOR AND REGULATORY CONTROL AND OVERSIGHT OF THE CITY'S WASTEWATER AND WATER SYSTEMS.

REPORTS FROM CITY COUNCIL ON COMMITTEE/SPECIAL DISTRICT MEETINGS

COUNCIL STATEMENTS AND REPORTS:

On their own initiative, Council Members may make a brief announcement or a brief report on their own activities. In addition, Council Members may ask a question of staff or the public for clarification on any matter, provide a reference to staff or other resources for information. Alternatively, request staff to report to the City Council at a later meeting concerning any matter. Furthermore, the City Council, or any member thereof, may take action to direct staff to place a matter of business on a future agenda.

CLOSED SESSION

9. Significant exposure to litigation pursuant to Government Code §54956.9(b): One Case

ADJOURNMENT

This is to certify this agenda was posted at McFarland City Hall on January 31, 2024.

Francisca Alvarado
Francisca Alvarado, City Clerk

Kenny Williams
Kenneth Williams, City Manager

Next Meeting: Regular City Council February 8, 2024.

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All agenda item and/or supporting documentation is available for public review on the city website at www.mcfarlandcity.org and the office of the City Clerk of the City of McFarland, at 401 W, Kern Ave. McFarland, CA 93250 during regular business hours of 8:00 am – 5:00 pm Monday through Friday, following the posting of the agenda. Any supporting documentation related to an agenda item for an open session of any regular meeting that is distributed after the agenda is posted and prior to the meeting will also be available for review at the same location and available at the meeting.



City of McFarland, CA

Expense Approval Report

By Vendor Name

Payment Dates 1/1/2024 - 1/12/2024

Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
Vendor: AAA Services - AAA Services					
AAA Services	AAA December 2023 - Finance...	01/09/2024	AAA December 2023 - Finance...	32-510-56000-0000-1	31.16
AAA Services	AAA November 2023 - Finance...	01/09/2024	NOV. 2023 Service Charge	32-510-56000-0000-1	31.16
AAA Services	INV 159204 Annual Services a...	01/09/2024	INV159204 Annual Service and...	32-510-56000-0000-1	2,077.38
Vendor AAA Services - AAA Services Total:					2,139.70
Vendor: GAL 100-149 - Andrew Galvan					
Andrew Galvan	INV0025542	01/02/2024	Andrew Galvan - M&IE DUI S...	01-150-52010-0000-1	259.00
Vendor GAL 100-149 - Andrew Galvan Total:					259.00
Vendor: At&t Mobility - At&t Mobility					
At&t Mobility	287237972024x11112023	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-105-57800-0000-1	20.26
At&t Mobility	287237972024x11112023	01/03/2024	Late Fees	01-105-57800-0000-1	1.30
At&t Mobility	287237972024x11112023	01/03/2024	Late Fees	01-110-57800-0000-1	1.30
At&t Mobility	287237972024x11112023	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-110-57800-0000-1	27.66
At&t Mobility	287237972024x11112023	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-115-57800-0000-1	47.21
At&t Mobility	287237972024x11112023	01/03/2024	Late Fees	01-115-57800-0000-1	1.30
At&t Mobility	287237972024x11112023	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-140-57800-0000-1	10.13
At&t Mobility	287237972024x11112023	01/03/2024	Late Fees	01-140-57800-0000-1	1.30
At&t Mobility	287237972024x11112023	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-155-57800-0000-1	10.13
At&t Mobility	287237972024x11112023	01/03/2024	Late Fees	01-155-57800-0000-1	1.30
At&t Mobility	287237972024x11112023	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-160-57800-0000-1	10.13
At&t Mobility	287237972024x11112023	01/03/2024	Late Fees	01-160-57800-0000-1	1.30
At&t Mobility	287237972024x11112023	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-165-57800-0000-1	60.77
At&t Mobility	287237972024x11112023	01/03/2024	Late Fees	01-165-57800-0000-1	1.29
At&t Mobility	287237972024x11112023	01/03/2024	Late Fees	01-175-57800-0000-1	1.29
At&t Mobility	287237972024x11112023	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-175-57800-0000-1	10.12
At&t Mobility	287237972024x11112023	01/03/2024	Late Fees	30-500-57800-0000-1	1.29
At&t Mobility	287237972024x11112023	01/03/2024	AT&T Nov 2023 Monthly Adm...	30-500-57800-0000-1	129.20
At&t Mobility	287237972024x11112023	01/03/2024	AT&T Nov 2023 Monthly Adm...	31-505-57800-0000-1	15.73
At&t Mobility	287237972024x11112023	01/03/2024	Late Fees	31-505-57800-0000-1	1.29
At&t Mobility	287237972024x11112023	01/03/2024	Late Fees	32-510-57800-0000-1	1.29
At&t Mobility	287237972024x11112023	01/03/2024	AT&T Nov 2023 Monthly Adm...	32-510-57800-0000-1	129.21
At&t Mobility	CM0000376	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-105-57800-0000-1	-1.08
At&t Mobility	CM0000376	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-110-57800-0000-1	-1.47
At&t Mobility	CM0000376	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-115-57800-0000-1	-2.51
At&t Mobility	CM0000376	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-140-57800-0000-1	-0.54
At&t Mobility	CM0000376	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-155-57800-0000-1	-0.54
At&t Mobility	CM0000376	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-160-57800-0000-1	-0.54
At&t Mobility	CM0000376	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-165-57800-0000-1	-3.23
At&t Mobility	CM0000376	01/03/2024	AT&T Nov 2023 Monthly Adm...	01-175-57800-0000-1	-0.54
At&t Mobility	CM0000376	01/03/2024	AT&T Nov 2023 Monthly Adm...	30-500-57800-0000-1	-6.85
At&t Mobility	CM0000376	01/03/2024	AT&T Nov 2023 Monthly Adm...	31-505-57800-0000-1	-0.84
At&t Mobility	CM0000376	01/03/2024	AT&T Nov 2023 Monthly Adm...	32-510-57800-0000-1	-6.86
Vendor At&t Mobility - At&t Mobility Total:					459.80
Vendor: Auto Zone - Auto Zone					
Auto Zone	INV 6270765790	01/09/2024	INV 6270765790 Water Dept. ...	01-180-56410-0000-1	111.38
Vendor Auto Zone - Auto Zone Total:					111.38
Vendor: BHT Engineering, Inc - BHT Engineering, Inc.					
BHT Engineering, Inc.	INV 23-439	01/09/2024	INV 23-439 2nd St. Harlow-Cal...	25-000-52960-8290-1	647.50
Vendor BHT Engineering, Inc - BHT Engineering, Inc. Total:					647.50
Vendor: B-Line - B-Line Sales Inc.					
B-Line Sales Inc.	INV 36976	01/09/2024	INV 36976 Garzoli Well Repair	32-510-56410-0000-1	2,132.27
Vendor B-Line - B-Line Sales Inc. Total:					2,132.27

Expense Approval Report

Payment Dates: 1/1/2024 - 1/12/2024

Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
Vendor: bootbarn - Boot Barn					
Boot Barn	INV00327415	01/03/2024	FY23-24 BOOT BARN - CISNER...	30-500-51800-0000-1	200.00
Vendor bootbarn - Boot Barn Total:					200.00
Vendor: Cintas - Cintas Corporation No.3					
Cintas Corporation No.3	INV 4174372432	01/09/2024	INV 4174372432 Cintas	01-180-51800-0000-1	255.29
Cintas Corporation No.3	INV 4174372432	01/09/2024	INV 4174372432 Cintas	20-200-51800-0000-1	27.75
Cintas Corporation No.3	INV 4174372432	01/09/2024	INV 4174372432 Cintas	30-500-51800-0000-1	138.74
Cintas Corporation No.3	INV 4174372432	01/09/2024	INV 4174372432 Cintas	32-510-51800-0000-1	133.19
Cintas Corporation No.3	INV 4175761890	01/09/2024	INV 4175761890 Cintas	01-180-51800-0000-1	94.00
Cintas Corporation No.3	INV 4175761890	01/09/2024	INV 4175761890 Cintas	20-200-51800-0000-1	10.22
Cintas Corporation No.3	INV 4175761890	01/09/2024	INV 4175761890 Cintas	30-500-51800-0000-1	51.08
Cintas Corporation No.3	INV 4175761890	01/09/2024	INV 4175761890 Cintas	32-510-51800-0000-1	49.04
Vendor Cintas - Cintas Corporation No.3 Total:					759.31
Vendor: De Lage Landen - De Lage Landen Financial Services Inc					
De Lage Landen Financial Serv...	INV 81651712	01/09/2024	INV 81651712 01/15/24 500-...	01-150-52200-0000-1	158.00
Vendor De Lage Landen - De Lage Landen Financial Services Inc Total:					158.00
Vendor: Dee Jaspar - Dee Jaspar & Associates, Inc					
Dee Jaspar & Associates, Inc	INV 23-01032	01/09/2024	INV 23-01032 Browning Trea...	32-510-56000-0000-1	8,609.19
Dee Jaspar & Associates, Inc	INV 23-01033	01/09/2024	INV 23-01033 SRF Grant App P...	32-510-56000-0000-1	423.75
Vendor Dee Jaspar - Dee Jaspar & Associates, Inc Total:					9,032.94
Vendor: Douglas Environmenta - Douglas Keith Brown					
Douglas Keith Brown	Inv No 2361	01/09/2024	Inv No 2361 - SJ Renewables S...	01-140-56000-8224-1	2,800.16
Vendor Douglas Environmenta - Douglas Keith Brown Total:					2,800.16
Vendor: Emma Navarro - Emma Navarro					
Emma Navarro	INV0025639	01/09/2024	Emma Navarro Emma Navarro...	01-24000-0000-1	350.00
Vendor Emma Navarro - Emma Navarro Total:					350.00
Vendor: EWING - Ewing Irrigation Products Inc.					
Ewing Irrigation Products Inc.	INV 21063228	01/09/2024	INV 21063228 Scrubber Valve	20-200-57400-0000-1	479.95
Vendor EWING - Ewing Irrigation Products Inc. Total:					479.95
Vendor: Frontier - Frontier California Inc.					
Frontier California Inc.	Dec 2023 53019821940713045	01/03/2024	Frontier Dec 2023 530198219...	32-510-57800-0000-1	57.15
Frontier California Inc.	Dec 23 66179234370317155	01/03/2024	Frontier Dec 23 66179234370...	01-185-57800-0000-1	99.49
Vendor Frontier - Frontier California Inc. Total:					156.64
Vendor: gotocom - GoTo Communications Inc					
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	01-105-57800-0000-1	8.61
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	01-110-57800-0000-1	26.92
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	01-115-57800-0000-1	30.15
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	01-140-57800-0000-1	30.15
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	01-150-57800-0000-1	258.40
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	01-155-57800-0000-1	8.61
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	01-160-57800-0000-1	8.61
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	01-165-57800-0000-1	24.33
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	01-175-57800-0000-1	30.15
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	01-180-57800-0000-1	36.00
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	20-200-57800-0000-1	0.65
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	30-500-57800-0000-1	153.53
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	31-505-57800-0000-1	63.52
GoTo Communications Inc	IN7102533801	01/03/2024	IN7102533801 GoTo Monthly...	32-510-57800-0000-1	138.64
Vendor gotocom - GoTo Communications Inc Total:					818.27
Vendor: Haaker Equipment Co. - Haaker Equipment Co.					
Haaker Equipment Co.	INV W5A0BG	01/11/2024	INV W5A0BG WWTP Equipme...	30-500-57400-0000-1	1,523.96
Vendor Haaker Equipment Co. - Haaker Equipment Co. Total:					1,523.96
Vendor: HDL and Associates - Hinderliter, de Llamas & Associates					
Hinderliter, de Llamas & Assoc...	INV SIN034178	01/03/2024	HDL INV SIN034178 Q2/2023 ...	01-130-56000-0000-1	1,331.96
Vendor HDL and Associates - Hinderliter, de Llamas & Associates Total:					1,331.96
Vendor: Home Depot - Home Depot					
Home Depot	#WM54237301	01/09/2024	HD Order #WM54237301	01-180-57400-0000-1	432.46

Expense Approval Report

Payment Dates: 1/1/2024 - 1/12/2024

Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
Home Depot	#WM54237301	01/09/2024	HD Order #WM54237301	20-200-57400-0000-1	432.46
Vendor Home Depot - Home Depot Total:					864.92
Vendor: Irrigation Concepts - Irrigation Concepts					
Irrigation Concepts	INV 48308	01/09/2024	INV 48308 1/2 Threaded Cap ...	20-200-57400-0000-1	7.71
Irrigation Concepts	INV 48351	01/09/2024	INV 48351 1/2" TT Coupling S...	32-510-57400-0000-1	0.82
Vendor Irrigation Concepts - Irrigation Concepts Total:					8.53
Vendor: Karla Macias - Karla Macias					
Karla Macias	INV0025640	01/09/2024	Deposit Return 12.02.23 K. M...	01-24000-0000-1	350.00
Vendor Karla Macias - Karla Macias Total:					350.00
Vendor: Liebert C. Whitmore - Liebert C. Whitmore					
Liebert C. Whitmore	INV 256964	01/03/2024	INV 256964 MC060-00001 Ge...	01-130-56100-0000-1	171.00
Vendor Liebert C. Whitmore - Liebert C. Whitmore Total:					171.00
Vendor: Madelyn Gonzalez - Madelyn Gonzalez					
Madelyn Gonzalez	INV0025713	01/11/2024	Madelyn Gonzalez McFarland...	01-24600-8207-1	2,000.00
Vendor Madelyn Gonzalez - Madelyn Gonzalez Total:					2,000.00
Vendor: Munguia - Munguia Heating & Air Conditioning					
Munguia Heating & Air Condit...	INV 1-6173-1	01/09/2024	INV 1-6173-1 Winter Service F...	01-190-56400-0000-1	720.00
Munguia Heating & Air Condit...	INV 1-6174-1	01/09/2024	INV 1-6174-1 Winter Service ...	01-185-56400-0000-1	480.00
Munguia Heating & Air Condit...	INV 1-6175-1	01/09/2024	INV 1-6175-1 Winter Service	30-500-56410-0000-1	120.00
Vendor Munguia - Munguia Heating & Air Conditioning Total:					1,320.00
Vendor: Nutrien Ag Solutions - Nutrien Ag Solutions, Inc.					
Nutrien Ag Solutions, Inc.	INV 52385953	01/09/2024	INV 52385953 Operating Suppl...	30-500-57400-0000-1	671.15
Vendor Nutrien Ag Solutions - Nutrien Ag Solutions, Inc. Total:					671.15
Vendor: Office Depot - Office Depot					
Office Depot	INV 343157450001	01/09/2024	INV 343157450001 Office Sup...	01-180-57200-0000-1	33.43
Office Depot	INV 343157450001	01/09/2024	INV 343157450001 Office Sup...	30-500-57200-0000-1	33.42
Office Depot	INV 343157450001	01/09/2024	INV 343157450001 Office Sup...	32-510-57200-0000-1	33.42
Vendor Office Depot - Office Depot Total:					100.27
Vendor: Our Home Town, Inc - Our Home Town, Inc.					
Our Home Town, Inc.	28552	01/09/2024	28552	01-130-56000-0000-1	328.83
Our Home Town, Inc.	28759	01/09/2024	28759	01-130-56000-0000-1	328.83
Our Home Town, Inc.	28979	01/09/2024	28979	01-130-56000-0000-1	328.83
Vendor Our Home Town, Inc - Our Home Town, Inc. Total:					986.49
Vendor: PG&E COMPANY - PG&E COMPANY					
PG&E COMPANY	INV0025543	01/03/2024	4453174177-3	01-180-58000-0000-1	746.52
PG&E COMPANY	INV0025543	01/03/2024	9777659623-7	01-180-58000-0000-1	10.18
PG&E COMPANY	INV0025543	01/03/2024	0664171738-1	01-180-58000-0000-1	75.20
PG&E COMPANY	INV0025543	01/03/2024	0891499733-6	01-180-58000-0000-1	106.62
PG&E COMPANY	INV0025543	01/03/2024	2514556883-5	01-180-58000-0000-1	27.01
PG&E COMPANY	INV0025543	01/03/2024	7576987527-1	01-180-58000-0000-1	184.36
PG&E COMPANY	INV0025543	01/03/2024	4022268837-2	01-180-58000-0000-1	173.38
PG&E COMPANY	INV0025543	01/03/2024	4483764300-4	01-180-58100-0000-1	51.47
PG&E COMPANY	INV0025543	01/03/2024	1601672325-2	01-180-58100-0000-1	271.59
PG&E COMPANY	INV0025543	01/03/2024	5629608181-5	01-180-58100-0000-1	27.12
PG&E COMPANY	INV0025543	01/03/2024	2012021553-6	01-180-58100-0000-1	1,023.60
PG&E COMPANY	INV0025543	01/03/2024	7663752590-8	01-180-58100-0000-1	25.26
PG&E COMPANY	INV0025543	01/03/2024	5568620890-5	01-180-58100-0000-1	9.82
PG&E COMPANY	INV0025543	01/03/2024	5490736244-3	01-180-58100-0000-1	13.55
PG&E COMPANY	INV0025543	01/03/2024	356448726-8	01-180-58100-0000-1	7.64
PG&E COMPANY	INV0025543	01/03/2024	0741726506-8	01-180-58100-0000-1	509.18
PG&E COMPANY	INV0025543	01/03/2024	3877090180-9	01-180-58100-0000-1	425.81
PG&E COMPANY	INV0025543	01/03/2024	4191871709-5	01-185-58000-0000-1	1,154.56
PG&E COMPANY	INV0025543	01/03/2024	7668473786-9	01-190-58000-0000-1	2,350.72
PG&E COMPANY	INV0025543	01/03/2024	6372122228-7	20-200-58100-0000-1	710.68
PG&E COMPANY	INV0025543	01/03/2024	7336692458-4	20-200-58100-0000-1	1,448.26
PG&E COMPANY	INV0025543	01/03/2024	0979037755-1	20-200-58100-0000-1	22.21
PG&E COMPANY	INV0025543	01/03/2024	5794429226-7	20-200-58100-0000-1	225.17

Expense Approval Report

Payment Dates: 1/1/2024 - 1/12/2024

Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
PG&E COMPANY	INV0025543	01/03/2024	0309941756-4	20-200-58100-0000-1	312.42
PG&E COMPANY	INV0025543	01/03/2024	3047362805-2	20-200-58100-0000-1	205.21
PG&E COMPANY	INV0025543	01/03/2024	5842445837-8	30-500-58000-0000-1	200.66
PG&E COMPANY	INV0025543	01/03/2024	5490736244-3	30-500-58000-0000-1	13.55
PG&E COMPANY	INV0025543	01/03/2024	9048125100-8	30-500-58000-0000-1	207.18
PG&E COMPANY	INV0025543	01/03/2024	0843084856-7	32-510-58000-0000-1	248.63
PG&E COMPANY	INV0025543	01/03/2024	7699604118-2	32-510-58000-0000-1	233.74
PG&E COMPANY	INV0025543	01/03/2024	0425382282-1	32-510-58000-0000-1	120.08
PG&E COMPANY	INV0025543	01/03/2024	6395880662-0	32-510-58000-0000-1	27.10
PG&E COMPANY	INV0025543	01/03/2024	0382494192-0	32-510-58000-0000-1	10.18
PG&E COMPANY	INV0025543	01/03/2024	2687153110-4	32-510-58000-0000-1	20,550.98
Vendor PG&E COMPANY - PG&E COMPANY Total:					31,729.64
Vendor: Preferred Alliance - Preferred Alliance					
Preferred Alliance	INV 0191702-IN	01/03/2024	INV 0191702-IN Annual Fees ...	34-520-53200-0000-1	188.64
Vendor Preferred Alliance - Preferred Alliance Total:					188.64
Vendor: Quality Smog - Quality Smog					
Quality Smog	INV 112565	01/09/2024	INV 112565 Smog Inspection	01-165-56600-0000-1	70.00
Quality Smog	INV 113168	01/09/2024	INV 113168 Safety Inspection	34-520-56600-0000-1	60.00
Quality Smog	INV 113187	01/09/2024	INV 113187 Smog Inspection	01-180-56600-0000-1	70.00
Vendor Quality Smog - Quality Smog Total:					200.00
Vendor: PLATT - Rexel USA Supply					
Rexel USA Supply	Inv. 4S39176	01/09/2024	Inv. 4S39176 - Light Switch (An..	01-155-56400-0000-1	17.05
Vendor PLATT - Rexel USA Supply Total:					17.05
Vendor: 661 Communications - Rodger C Goodman JR					
Rodger C Goodman JR	Inv. 1837	01/09/2024	Inv. 1837 Unit 42 Car Radio/M..	01-150-56600-0000-1	416.31
Rodger C Goodman JR	Inv. 1838	01/09/2024	Inv. 1838 Unit 52 Antenna Rep..	01-150-56600-0000-1	123.18
Rodger C Goodman JR	Inv. 1839	01/09/2024	Inv. 1839 Dispatch Pedal Exte...	01-150-57400-0000-1	85.00
Vendor 661 Communications - Rodger C Goodman JR Total:					624.49
Vendor: SC SITES Services - SC SITES Services					
SC SITES Services	INV 51794	01/09/2024	INV 51794 Monthly Radio Dis...	01-180-53250-0000-1	210.00
Vendor SC SITES Services - SC SITES Services Total:					210.00
Vendor: Shania P - Shania Perry					
Shania Perry	INV0025638	01/09/2024	Rental Deposit 12.10.23 Shani...	01-24000-0000-1	350.00
Vendor Shania P - Shania Perry Total:					350.00
Vendor: Sierra Construction - Sierra Construction & Excavation, Inc.					
Sierra Construction & Excavati...	INV 2000-7109	09/27/2023	INV 2000-7109 Leak and Valve...	32-510-56410-0000-1	8,589.06
Vendor Sierra Construction - Sierra Construction & Excavation, Inc. Total:					8,589.06
Vendor: Statewide Safety - Statewide Saftey					
Statewide Saftey	INV 12018670	01/09/2024	INV 12018670 Street Repair	01-180-56500-0000-1	965.13
Statewide Saftey	INV 12018719	01/09/2024	INV 12018719 Streets Repair	01-180-56500-0000-1	303.29
Vendor Statewide Safety - Statewide Saftey Total:					1,268.42
Vendor: Supplyworks - Supplyworks Inc					
Supplyworks Inc	INV 753895515	01/11/2024	INV 753895515 Renown Cente...	01-185-57400-0000-1	91.67
Supplyworks Inc	INV 753895515	01/11/2024	INV 753895515 Renown Cente...	01-190-57400-0000-1	91.67
Supplyworks Inc	INV 753895515	01/11/2024	INV 753895515 Renown Cente...	20-200-57400-0000-1	91.69
Supplyworks Inc	INV 762114759	01/11/2024	INV 762114759 Renown Cente...	01-185-57400-0000-1	48.69
Supplyworks Inc	INV 762114759	01/11/2024	INV 762114759 Renown Cente...	01-190-57400-0000-1	9.74
Supplyworks Inc	INV 762114759	01/11/2024	INV 762114759 Renown Cente...	20-200-57400-0000-1	49.76
Supplyworks Inc	INV 763928975	01/11/2024	INV 763928975 URNL SCRNPk...	01-185-57400-0000-1	44.15
Supplyworks Inc	INV 763928975	01/11/2024	INV 763928975 URNL SCRNPk...	20-200-57400-0000-1	44.16
Supplyworks Inc	INV 769240672	01/11/2024	INV 769240672 Operating Su...	01-185-57400-0000-1	12.33
Supplyworks Inc	INV 769240672	01/11/2024	INV 769240672 Operating Su...	20-200-57400-0000-1	12.33
Supplyworks Inc	INV 770224970	01/11/2024	INV 770224970 Operational S...	01-185-57400-0000-1	26.23
Supplyworks Inc	INV 770224970	01/11/2024	INV 770224970 Operational S...	20-200-57400-0000-1	26.23
Vendor Supplyworks - Supplyworks Inc Total:					548.65

Expense Approval Report

Payment Dates: 1/1/2024 - 1/12/2024

Vendor Name	Payable Number	Post Date	Description (Item)	Account Number	Amount
Vendor: Tyler Technologies - Tyler Technologies					
Tyler Technologies	INV 025-449934	01/03/2024	INV 025-449934 Tyler Tutoring..	26-110-53100-8550-1	300.00
Vendor Tyler Technologies - Tyler Technologies Total:					300.00
Vendor: Ultrex Business - Ultrex Business					
Ultrex Business	Inv 3963533	01/09/2024	Inv 3963533 Contract Services ..	01-150-52200-0000-1	96.02
Vendor Ultrex Business - Ultrex Business Total:					96.02
Vendor: USA Waste of Califor - USA Waste of California, Inc.					
USA Waste of California, Inc.	December 2023 WM Monthly...	01/11/2024	December 2023 WM Organic ...	01-100-41300-0000-1	-192.36
USA Waste of California, Inc.	December 2023 WM Monthly...	01/11/2024	December 2023 WM Recycling..	01-100-41300-0000-1	-896.51
USA Waste of California, Inc.	December 2023 WM Monthly...	01/11/2024	December 2023 WM Garbage ...	01-100-41300-0000-1	-3,362.58
USA Waste of California, Inc.	December 2023 WM Monthly...	01/11/2024	December 2023 WM Garbage ...	31-505-52400-0000-1	67,251.58
USA Waste of California, Inc.	December 2023 WM Monthly...	01/11/2024	December 2023 WM Organic ...	31-505-52400-0000-1	1,923.56
USA Waste of California, Inc.	December 2023 WM Monthly...	01/11/2024	December 2023 WM Recycling..	31-505-52500-0000-1	8,965.07
Vendor USA Waste of Califor - USA Waste of California, Inc. Total:					73,688.76
Vendor: Verizon - Police Dep - Verizon - Police Dep					
Verizon - Police Dep	CM0000375	01/03/2024	INV 9949178524 Oct23 Police...	01-105-57800-0000-1	-237.26
Verizon - Police Dep	CM0000375	01/03/2024	INV 9949178524 Oct23 Police...	01-140-57800-0000-1	-5.79
Verizon - Police Dep	CM0000375	01/03/2024	INV 9949178524 Oct23 Police...	01-160-57800-0000-1	-1.93
Verizon - Police Dep	CM0000375	01/03/2024	INV 9949178524 Oct23 Police...	01-165-57800-0000-1	-1.93
Verizon - Police Dep	INV 9949178524	01/03/2024	INV 9949178524 Oct23 Police...	01-105-57800-0000-1	1,029.67
Verizon - Police Dep	INV 9949178524	01/03/2024	INV 9949178524 Oct23 Police...	01-140-57800-0000-1	25.13
Verizon - Police Dep	INV 9949178524	01/03/2024	INV 9949178524 Oct23 Police...	01-160-57800-0000-1	8.37
Verizon - Police Dep	INV 9949178524	01/03/2024	INV 9949178524 Oct23 Police...	01-165-57800-0000-1	8.39
Verizon - Police Dep	INV 9951634613	01/03/2024	INV 9951634613 Nov 23 Police..	01-105-57800-0000-1	214.45
Verizon - Police Dep	INV 9951634613	01/03/2024	INV 9951634613 Nov 23 Police..	01-115-57800-0000-1	13.87
Verizon - Police Dep	INV 9951634613	01/03/2024	INV 9951634613 Nov 23 Police..	01-140-57800-0000-1	25.13
Verizon - Police Dep	INV 9951634613	01/03/2024	INV 9951634613 Nov 23 Police..	01-160-57800-0000-1	8.38
Verizon - Police Dep	INV 9951634613	01/03/2024	INV 9951634613 Nov 23 Police..	01-165-57800-0000-1	8.38
Verizon - Police Dep	INV 9951634613	01/03/2024	INV 9951634613 Nov 23 Police..	30-500-57800-0000-1	13.87
Verizon - Police Dep	INV 9951634613	01/03/2024	INV 9951634613 Nov 23 Police..	31-505-57800-0000-1	13.87
Verizon - Police Dep	INV 9951634613	01/03/2024	INV 9951634613 Nov 23 Police..	32-510-57800-0000-1	4.63
Vendor Verizon - Police Dep - Verizon - Police Dep Total:					1,127.23
Vendor: Visual Edge - Visual Edge IT, Inc.					
Visual Edge IT, Inc.	INV 24AR1393493	01/03/2024	INV 24AR1393493 Monthly C...	01-130-54800-0000-1	492.34
Vendor Visual Edge - Visual Edge IT, Inc. Total:					492.34
Vendor: waterworkforce - WaterWorkforce Inc					
WaterWorkforce Inc	INV 1107	01/11/2024	INV 1107 November 2023 Wa...	30-500-57400-0000-1	3,085.00
WaterWorkforce Inc	INV 1107	01/11/2024	INV 1107 November 2023 Wa...	32-510-57400-0000-1	3,085.00
Vendor waterworkforce - WaterWorkforce Inc Total:					6,170.00
Vendor: Rain for Rent - Western Oilfields Supply Company					
Western Oilfields Supply Com...	INV 1948274	01/09/2024	INV 1948274 Supplies- Parts	32-510-57400-0000-1	526.14
Vendor Rain for Rent - Western Oilfields Supply Company Total:					526.14
Vendor: Witcher Electric - Witcher Electric					
Witcher Electric	INV 40043AA	01/09/2024	INV 40043AA SCADA & PLC	32-510-56000-0000-1	700.00
Vendor Witcher Electric - Witcher Electric Total:					700.00
Grand Total:					156,659.64

Report Summary

Fund Summary

Fund	Payment Amount
01 - GENERAL FUND	18,650.73
20 - LIGHTING & LANDSCAPING-DISTRICT 1	4,106.86
25 - CAPITAL IMPROVEMENTS PROJECTS	647.50
26 - MISCELLANEOUS GRANTS	300.00
30 - SEWER	6,535.78
31 - REFUSE/RECYCLING	78,233.78
32 - WATER	47,936.35
34 - PUBLIC TRANSPORTATION	248.64
Grand Total:	156,659.64

Account Summary

Account Number	Account Name	Payment Amount
01-100-41300-0000-1	Franchise Fees	-4,451.45
01-105-57800-0000-1	Telephone & Communic...	1,035.95
01-110-57800-0000-1	Telephone & Communic...	54.41
01-115-57800-0000-1	Telephone & Communic...	90.02
01-130-54800-0000-1	Maintenance Agreements	492.34
01-130-56000-0000-1	Professional Services - O...	2,318.45
01-130-56100-0000-1	Legal Services	171.00
01-140-56000-8224-1	Professional Services - S...	2,800.16
01-140-57800-0000-1	Telephone & Communic...	85.51
01-150-52010-0000-1	Conference/Meeting/Tr...	259.00
01-150-52200-0000-1	Contract Services	254.02
01-150-56600-0000-1	Repairs & Maintenance -...	539.49
01-150-57400-0000-1	Supplies - Operating	85.00
01-150-57800-0000-1	Telephone & Communic...	258.40
01-155-56400-0000-1	Repairs & Maint - Build &..	17.05
01-155-57800-0000-1	Telephone & Communic...	19.50
01-160-57800-0000-1	Telephone & Communic...	34.32
01-165-56600-0000-1	Repairs & Maintenance -...	70.00
01-165-57800-0000-1	Telephone & Communic...	98.00
01-175-57800-0000-1	Telephone & Communic...	41.02
01-180-51800-0000-1	Clothing Allowance	349.29
01-180-53250-0000-1	Permits & Certificates	210.00
01-180-56410-0000-1	Repairs & Maintenance ...	111.38
01-180-56500-0000-1	Repairs/Maintenance St...	1,268.42
01-180-56600-0000-1	Repairs/Maintenance - ...	70.00
01-180-57200-0000-1	Supplies - Office	33.43
01-180-57400-0000-1	Supplies - Operating	432.46
01-180-57800-0000-1	Telephone & Communic...	36.00
01-180-58000-0000-1	Utilities	1,323.27
01-180-58100-0000-1	Street Lighting	2,365.04
01-185-56400-0000-1	Repairs & Maint - Build &..	480.00
01-185-57400-0000-1	Supplies - Operating	223.07
01-185-57800-0000-1	Telephone & Communic...	99.49
01-185-58000-0000-1	Utilities	1,154.56
01-190-56400-0000-1	Repairs & Maint - Build &..	720.00
01-190-57400-0000-1	Supplies - Operating	101.41
01-190-58000-0000-1	Utilities	2,350.72
01-24000-0000-1	Deposits	1,050.00
01-24600-8207-1	Deferred Revenue - McF...	2,000.00
20-200-51800-0000-1	Clothing Allowance	37.97
20-200-57400-0000-1	Supplies - Operating	1,144.29
20-200-57800-0000-1	Telephone & Communic...	0.65
20-200-58100-0000-1	Street Lighting	2,923.95
25-000-52960-8290-1	RSTP/HIP West Side - Har..	647.50
26-110-53100-8550-1	Grant Expenditure - ARP...	300.00

Account Summary

Account Number	Account Name	Payment Amount
30-500-51800-0000-1	Clothing Allowance	389.82
30-500-56410-0000-1	Repairs & Maintenance ...	120.00
30-500-57200-0000-1	Supplies - Office	33.42
30-500-57400-0000-1	Supplies - Operating	5,280.11
30-500-57800-0000-1	Telephone & Communic...	291.04
30-500-58000-0000-1	Utilities	421.39
31-505-52400-0000-1	Contract Services - Refus...	69,175.14
31-505-52500-0000-1	Contract Services - Recyc...	8,965.07
31-505-57800-0000-1	Telephone & Communic...	93.57
32-510-51800-0000-1	Clothing Allowance	182.23
32-510-56000-0000-1	Professional Services - O...	11,872.64
32-510-56410-0000-1	Repairs & Maintenance- ...	10,721.33
32-510-57200-0000-1	Supplies - Office	33.42
32-510-57400-0000-1	Supplies - Operating	3,611.96
32-510-57800-0000-1	Telephone & Communic...	324.06
32-510-58000-0000-1	Utilities	21,190.71
34-520-53200-0000-1	Dues & Subscriptions	188.64
34-520-56600-0000-1	Repairs & Maintenance -...	60.00
Grand Total:		156,659.64

Project Account Summary

Project Account Key	Payment Amount
None	156,659.64
Grand Total:	156,659.64

**REGULAR CITY COUNCIL MINUTES
IN PERSON MEETING**

January 11, 2024

**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, Councilmember Pérez

Councilmembers Absent: None

OFFICIALS PRESENT

City Manager Williams, City Attorney Hodges, Finance Director Viramontes, Community Development Director Saldaña, Assistant Public Works Director Cabrera, Human Resources Director, City Clerk Alvarado

INVOCATION

Vice Mayor Cano

PLEDGE OF ALLEGIANCE

Ron Woods

INTERPRETATION: If you need an interpretation of your communications to the City Council into English, please contact the City Clerk Department at 661-792-3091 ext. 2135 at least 48 hours prior to the meeting.

Mariana Sanchez was present for any interpretation needs.

FEATURED PET

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

Presented by: City Manager Kenny Williams

PRESENTATIONS, INTRODUCTIONS AND AWARDS

None

PUBLIC COMMENT: At regularly scheduled meetings, members of the public may address the city on any item listed on the agenda, or on any non-listed matter over which the city has jurisdiction. Council/Board Members may respond briefly to statements made or questions posed. They may ask a question for clarification; may refer the item to staff for further study or for placement on a future agenda.

Speakers are limited to two minutes for each person. Please state your name and address for the record prior to making a presentation. Fifteen minutes total will be allowed for any one subject.

1. Jose Hernandez Jr. – (General Comment) State of the City Meeting & (Agenda Item # 8) Ordinance
2. Phil Corr - (Agenda Item # 8) Pot Shop Ordinance & (Agenda Item #9) Pot Shop Permit
3. Terry Ruddell- (Agenda Item #8)

DEPARTMENTAL REPORTS

1. Finance Department, Finance Director Diego Viramontes: Scheduled Water Shutoffs for Delinquent Accounts – January 17, 2024. Finance Director Viramontes gave a brief update to the community regarding the reestablishing of scheduled water shutoff's.
2. McFarland Police Department, Chief Knox: 2023 Police Statistics Data- City Manager Kenny Williams presented MPD stats.

COUNCIL STATEMENTS AND REPORTS:

On their own initiative, Council Members may make a brief announcement or a brief report on their own activities. In addition, Council Members may ask a question of staff or the public for clarification on any matter, provide a reference to staff or other resources for information. Alternatively, request staff to report to the City Council at a later meeting concerning any matter. Furthermore, the City Council, or any member thereof, may take action to direct staff to place a matter of business on a future agenda.

1. Councilmember Pérez- Thanked everyone for their attendance.
2. Councilmember Gonzalez- Thanked everyone for their attendance and reminded the community to make the necessary arrangements for their delinquent utility bills before shutoff's on January 17, 2024.
3. Councilmember Ayon- Welcomed everyone back after the holiday season.
4. Vice Mayor Cano- Thanked the audience for their attendance and wished everyone a great new year. He stated he looked forward to all the progress to happen this year.
5. Mayor Ayon- Informed the audience of the reorganization of the Council Statements and Report section of the agenda he gave a brief overview of the recent meeting between the City of McFarland's Police Department and City of Delano's stating that he looks forward to a positive working collaboration between our Chief of Police and theirs. Mayor Ayon recognized Finance Director Diego Viramontes for his hard work, dedication, and success in advancing, organizing, and moving forward the finance department. He thanked Mr. Viramontes for his diligent work and commitment to the city. The Vice Mayor, Councilmembers, and City Manager followed with positive comments to Mr. Viramontes and his team.

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.

3. Approval of Expense Report in the Amount of \$1,010,373.63 from 12/2/2023 to 12/31/2023.

4. Approval of Payroll Report for the Month of December 2023 in the Amount of \$304,528.98.
5. Approval of December 14, 2023 Regular Meeting Minutes.

No comments from the public were presented.

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

PUBLIC HEARINGS

6. The City Council of the City of McFarland, California conducted a Public Hearing Requesting Input Regarding the Composition of District Elections.

Staff report was presented by: Community Development Director, Paul Saldaña. Dr. Justin Levit with National Demographics Corporation was present and held a power point presentation. Dr. Levit was available for any questions from the public and council.

Mayor Ayon opened the Public Hearing and Received Public Testimony at: 6:39 p.m.

1. Phil Corr
2. Ron Woods

Mayor Ayon Closed the Public Hearing at: 6:43 p.m. Mayor Ayon instructed staff to place on the upcoming agenda for the next public hearing.

7. Introduction and First Reading of Ordinance No. 1-2024, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ADOPTING ZONING CODE AMENDMENTS TO TITLE 17 ZONING AMENDING TITLE 17, CHAPTER 17.16.060 AND CHAPTER 17.136.150 ADDITIONAL DWELLING UNITS AND ACCEPT CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) A NOTICE OF EXEMPTION.

Staff report was presented by: Community Development Director, Paul Saldaña

Mayor Ayon opened the Public Hearing and Received Public Testimony at: 6:48 p.m.

1. Phil Corr

Mayor Ayon closed the Public Hearing at 6:49.

A Motion was made by: Councilmember Pérez to Waive the Reading of the Ordinance Text in its Entirety, Read by Title Only and Introduce Ordinance No. 1-2024 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ADOPTING ZONING CODE AMENDMENTS TO TITLE 17 ZONING AMENDING TITLE 17, CHAPTER 17.16.060 AND CHAPTER 17.136.150 ADDITIONAL DWELLING UNITS AND ACCEPT CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) A NOTICE OF EXEMPTION; 2nd by: Vice Mayor 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

Mayor Ayon directed staff to schedule a second reading and adoption of Ordinance No. 1-2024.

8. Second Reading and Adoption of Ordinance No. 13-2023 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCFARLAND, CALIFORNIA, APPROVING ADOPTING AN UNCODIFIED ORDINANCE, APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MCFARLAND AND OTC MCFARLAND, LLC AND GUADALUPE F. GARCIA DIAZ FOR THE DEVELOPMENT OF A COMMERCIAL CANNABIS BUSINESS AT 981 FRONTAGE ROAD, MCFARLAND CA.

Staff was presented by: Community Development Director, Paul Saldaña. Matthew Jones with OTC McFarland, LLC was present to answer any questions from the public and city council.

Mayor Ayon opened the Public Hearing and Received Public Testimony at: 6:52 p.m.

1. Jose Hernandez
2. Phil Corr
3. Terry Ruddle

Mayor Ayon closed the public hearing at 7:02 p.m.

A 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. 13-2023 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCFARLAND, CALIFORNIA, APPROVING ADOPTING AN UNCODIFIED ORDINANCE, APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MCFARLAND AND OTC MCFARLAND, LLC AND GUADALUPE F. GARCIA DIAZ FOR THE DEVELOPMENT OF A COMMERCIAL CANNABIS BUSINESS AT 981 FRONTAGE ROAD, MCFARLAND CA; 2nd by: Vice Mayor 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

Mayor Ayon directed staff to post in designated posting locations within fifteen days of its passage.

ADMINISTRATIVE AGENDA

9. Motion was made by: Vice Mayor Cano to approve Resolution No. 2024-4, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND AUTHORIZING THE ISSUANCE OF A COMMERCIAL CANNABIS PERMIT FOR OTC MCFARLAND LLC AND APPROVING INDEMNIFICATION AGREEMENT; 2nd by: Councilmember Pérez.

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 Comment:

1. Phil Corr

10. Motion was made by: Vice Mayor Cano to approve Resolution No. 2024-2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING FUNDS FROM THE CITY'S GENERAL FUND TO PROVIDE A SALARY INCREASE FOR THE MCFARLAND POLICE DEPARTMENT CRIME SCENE TECHNICIAN; 2nd by: Councilmember 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

No comments from the public were presented.

11. Motion was made by: Councilmember Pérez to approve Resolution No. 2024- 3 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND, CALIFORNIA AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH FLOCK SAFETY TO EXTEND THE CONTRACT OF 20 FLOCK CAMERAS TO ASSIST WITH PUBLIC SAFETY; 2nd by: Councilmember 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

Public Comment:

1. Jose Hernandez

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. Public Policy and Finance Committee
- f. Public Safety Committee
- g. Quality of Life Committee
- h. Cannabis Committee

A motion was made by: Vice Mayor Cano; 2nd by: Councilmember Pérez to adjourn the regular open session meeting at 7:29 p.m.

ROLL CALL VOTE: 5/0

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

NAYS: None

ABSTAIN: None

ABSENT: None

Full consensus

CLOSED SESSION

12. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Gov. Code section 54956.8)

Property: APN 060-050-24

Agency Negotiators: Paul Saldana and Diego Viramontes

Negotiating Parties: San Joaquin Renewables LLC

Under Negotiation: Terms, price, and conditions of sale

Reportable Action: Council briefed on negotiations; Direction provided to Paul Saldana and Diego Viramontes

13. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Gov. Code section 54956.8)

Property: APN 201-070-31

Agency Negotiators: Paul Saldana, Kenny Williams and Diego Viramontes

Negotiating Parties: The Wonderful Company, LLC; County of Kern; City of McFarland

Under Negotiation: Terms, price, and conditions of lease

Reportable Action: Council briefed on negotiations; Direction provided to Paul Saldana, Kenny Williams, and Diego Viramontes

14. CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation - Significant exposure to litigation pursuant to Government Code §54956.9(b)

City attorney provided summary of law; No reportable Action taken

ADJOURNMENT

Francisca Alvarado, City Clerk



City of McFarland

City Council Meeting

STAFF REPORT

Agenda Item No. 3.
Section: CONSENT AGENDA
Meeting Date: February 1,
2024

TO: Honorable Mayor and Council Members

FROM: Kenny Williams, City Manager
Adam Cabrera , Assistant Public Works Director

SUBJECT: Approval of Resolution No. 2024-8 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ADOPTING THE CITY'S AMENDED AND UPDATED TITLE VI PROGRAM.

SUMMARY:

Resolution No. 2023-147 regarding the Title VI Program was approved on November 30th, 2023. Since then, Title VI Program has been amended and updated. An introduction has been added, the order of the document has changed, and descriptions have been expanded upon.

Title VI of the Civil Rights Act of 1964 prohibits discrimination on the basis of race, color, and national origin in programs and activities receiving federal financial assistance. As a recipient of FTA funding, the City of McFarland is required to implement a Title VI Program that demonstrates that no transit program or service provided by the City creates discrimination toward any demographic of the population served by that program or service. The Title VI Program is required to be updated every three years and submitted to the Federal Transportation Agency (FTA) for review and approval. The City's current Title VI Program was adopted in August 2017 by the council.

Staff has prepared a Title VI Program in accordance with FTA Circular 4702.1A, date May 13, 2007 (see attached). The Title VI Program provides the City's commitment to ensuring that no person is excluded from participation in, denied the benefits of, or otherwise subjected to discrimination under any of its programs, activities, or services on the basis of race, color, or national origin. Specifically, the Title VI Program includes:

FINANCIAL IMPACT:

Adopting this program will have no direct impact on the City's General Fund.

RECOMMENDATION:

Staff recommends that the City Council adopt Resolution No. 2024-8 amending and updating the Title VI Program and authorizing staff to submit the necessary documentation to the Federal Transit Administration (FTA) for review and approval.

ATTACHMENTS:

1. Updated Title VI Program

RESOLUTION NO. 2024-8

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ADOPTING THE CITY'S AMENDED AND UPDATED TITLE VI PROGRAM

WHEREAS, on November 30, 2023 the City Council of the City of McFarland approved Resolution No. 2023-147 Adopting the City's Title VI program and authorizing staff to submit the necessary documentation to the federal transit administration for review and approval; and

WHEREAS, City Council recognizes that staff has amended and updated Title VI Program in accordance with the requirements of Title VI; and

WHEREAS, City Council recognizes that the law requires amendments to the Title VI program and therefore approves the updated Title VI Program; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of McFarland that it hereby finds and determines as follows:

1. The foregoing recitals are true and correct and incorporated herein as if set forth in full.
2. The City Council of the City of McFarland hereby adopts the amended and updated City's Title VI Program and authorizes staff to submit the necessary documentation to the FTA for review and approval.
3. The City Council of the City of McFarland authorizes staff to make any necessary changes, amendments, or revisions to the Title VI Program in order to ensure compliance with the FTA Circular 4702.1A dated May 13, 2007.
4. The City Clerk shall certify to the passage and adoption of this resolution.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of McFarland on February 1, 2024 by the following vote:

	Aye	Nae	Abstain	Absent
Saul Ayon				
Ricardo Cano				
Amador Ayon				
Anita Gonzalez				
María T. Pérez				

CITY OF MCFARLAND

Saul Ayon, Mayor

ATTEST:

Francisca Alvarado, City Clerk

I, _____, City Clerk of the City of McFarland, California, DO HEREBY CERTIFY that the foregoing resolution is a true and accurate copy of the Resolution passed and adopted by the City Council of the City of McFarland on the date and by the vote indicated herein.

Francisca Alvarado, City Clerk

City of McFarland FTA TITLE VI COMPLIANCE REPORT

November 11, 2023



401 West Kern Ave
McFarland, CA 93250
(661) 792-3091

Introduction to City of McFarland.

McFarland is a city in the San Joaquin Valley, in Kern County, California, United States. McFarland is located 25 miles north-northwest of Bakersfield and 6.5 miles south of Delano, at an elevation of 354 feet. It is a small farming community with most citizens speaking Spanish as a primary language.

CITY OF MCFARLAND McFarland Dial-A-Ride Title VI Notice & Complaint Process

The City of McFarland is committed to ensuring that no person is excluded from participation in or denied the benefits of its services on the basis of race, color, or national origin, as provided by Title VI of the Civil Rights Act of 1964. Any person who believes that he or she has been subjected to discrimination under Title VI on the basis of race, color or national origin may file a Title VI complaint with the City.

Complaints may be filed with the City in writing and may be addressed to:

City Clerk
Title VI Compliance Coordinator
City of McFarland
401 West Kern Avenue
McFarland, CA 93250

A copy of the Title VI Complaint Form (in English or Spanish) and additional information may be obtained from the City's web site at "www.mcfarlandcity.org" (under Public Works-Transit or by calling (661) 792-3091. The City will provide appropriate assistance to complainants who are limited in their ability to communicate in English. If information is needed in another language, contact (661)792-3091. Si se necesita información en español, llame al (661)792-3091

A complainant may file a complaint directly with the Federal Transit Administration by filing a complaint with the Title VI Program Coordinator, FTA Office of Civil Rights, East Building, 5th Floor- TCR, 1200 New Jersey Ave., S.E., Washington D.C. 20590

**LA CIUDAD DE MCFARLAND
DIAL-A-RIDE
Título VI Noticia y Proceso de Quejas**

La Ciudad de McFarland, se compromete a garantizar que ninguna persona sea excluida de participar o denegar los beneficios de servicios basado por raza, color, linaje, u origen nacional, según lo dispuesto en el Título VI de la Ley de Derechos Civiles de 1964. Cualquier persona que cree que él o ella ha sido objeto de discriminación en virtud del Título VI basado por raza, color u origen nacional puede

Las quejas pueden ser presentadas en la Ciudad por escrito y pueden ser dirigidas a:

City Clerk
Coordinador de Conformidad Título VI
Ciudad de McFarland
401 West Kern Avenue
McFarland, CA 93250

Una copia del Título VI Formulario de Queja (en Inglés o Español) y la información adicional se puede obtener desde el sitio web de la Ciudad en "www.mcfarlandcity.org" (en "Transportación") o llamando al (661) 792-3091. La Ciudad proveerá asistencia apropiada para los denunciantes que sean limitados en su capacidad de comunicarse en inglés. Si se necesita información en español, llame al (661)792-3091

Un demandante puede presentar una queja directamente con la Administración Federal de Tránsito mediante la presentación de una queja ante Title VI Program Coordinator, FTA Office of Civil Rights, East Building, 5th Floor- TCR, 1200 New Jersey Ave., S.E., Washington D.C. 20590

City of McFarland

U.S. Department of Transportation Title VI Complaint Procedure

City of McFarland has in place a Title VI Complaint Procedure, which outlines a process for local disposition of Title VI complaints and is consistent with guidelines found in Chapter III and IV of the Federal Administration Circular 4702.1A, dated May 13, 2007. City of McFarland's Title VI is posted on City of McFarland's website at: www.mcfarlandcity.org and written copies are available at:

City of McFarland
401 West Kern Ave
McFarland, CA 93250

The complaint procedure has five steps outlined below:

1. Submission of Complaint: Any person who feels that he or she, individually, or as a member of any class of persons, on the basis of race, color, national origin, age, sex, disability, religion, or low-income status has been excluded from or denied the benefits of, or subjected to discrimination under any program or activity receiving federal Financial assistance through City of McFarland may file a written complaint with the City Manager. Such complaint must be filed within 60 days after the date the person believes the discrimination occurred. If language or physical disabilities limit or prevent a person from filing a written complaint with City of McFarland, City of McFarland staff will provide technical assistance to ensure the complaint can be received and acted upon.

2. Referral to Review Officer: Upon receipt of the Complaint, the City Manager shall appoint one or more staff review officers, as appropriate, to evaluate and investigate the Complaint, in consultation with the City Council. The staff review officer(s) shall complete their review no later than 45 calendar days after the date City of McFarland received the complaint. If more times required, the City Manager shall notify the Complainant of the estimated time-frame for completing the review. Upon completion of the review, the staff review officer(s) shall make a recommendation regarding the merit of the Complaint and whether remedial actions are available to provide redress. Additionally, the staff review officer(s) may recommend improvements to City of McFarland processes relative to Title VI and environmental justice, as appropriate.

3. Request for Reconsideration: If the Complainant disagrees with the City Manager's response, he or she may request reconsideration by submitting the request, in writing, to the City Manager within 10 calendar days after receipt of the Executive Director's response. The request for reconsideration shall be sufficiently detailed to contain any items the Complainant feels were not fully understood by the City Manager. The City Manager will notify the Complainant of his or her decision to accept or reject the request for reconsideration within 10 calendar days. In

Cases where the City Manager agrees to reconsider, the matter shall be returned to the staff review officer(s) to re-evaluate in accordance with Paragraph 2, above.

4. Appeal: If the request for reconsideration is denied, the Complainant may appeal the City Manager's response to the Complaint by submitting written appeal to City of McFarland's City Council no later than 10 calendar days after receipt of the City Manager's written decision rejecting reconsideration.

5. Submission of Complaint to the Department of Transportation: If the Complainant is dissatisfied with City of McFarland's resolution of the complaint, he or she may submit a complaint to the Department of Transportation for investigation. In accordance with Chapters III and IV, Title VI Discrimination Complaints, of FTA Circular 4702.1A, such complaint must be submitted within 180 calendar days after the date of the Alleged discrimination. Chapters III and IV of the FTA Circular 4702.1A, which outlines the complaint process to the Department of Transportation, may be obtained by requesting a copy from City of McFarland's Public Information Officer at (661) 792-3091.

Requirement to Post Notice of Title VI. The City is required to post a public notice of the protections against discrimination afforded by Title VI.

City of McFarland Locations Where Title VI Notice is Posted

The following is a list of locations where transit-related bilingual Title VI Public Notices are posted:

- Dial-A-Ride buses
- Dial-A-Ride bus stops/bus shelters
- City of McFarland website: www.mcfarlandcity.org
- City Hall (401 West Kern Avenue, McFarland CA 93250)

2. Requirement to Develop Title VI Complaint Procedures and Complaint Form.
The City is required to develop procedures for investigating and tracking Title VI complaints filed against the City and to make these procedures for filing a complaint available to the general public.

City of McFarland Title VI Complaint Procedures

Submission of Complaint: If a customer believes he/she has received discriminatory treatment by City of McFarland's transit system on the basis of race, color or national origin, the customer will have the right to file a complaint with the Transit Title VI Compliance Coordinator.

The complaint shall be in writing and signed by the complainant(s). Written complaints shall include:

- Date of the alleged discrimination.
- Date when the complainant(s) became aware of the alleged act of discrimination; or

- Date that conduct was discontinued or the latest instance of conduct.
- Detailed description of the issues, including names and job titles of those individuals perceived as parties in the complaint.

The complaint can be mailed to: City of McFarland – CityClerk
 Title VI Compliance Coordinator
 401 West Kern Avenue McFarland, CA 93250

The complaint can be phoned to: (661)792-3091
 The complaint may be made in person at:
 City of McFarland
 401 West Kern Avenue McFarland, CA 93250

Investigation of Complaints

Upon receipt of the complaint, the Compliance Coordinator will review it to determine if the City of McFarland has jurisdiction. As appropriate, the complaint will be investigated and a determination made. Formal investigation will be confidential and will include, but is not limited to, details of the specific incident, frequency and dates of occurrences and names of any witnesses. The complainant will be notified in writing of the resolution.

The complainant has ten business days from the date of the letter to send requested information to the Compliance Coordinator. If the Coordinator is not contacted by the complainant or does not receive the additional information within ten (10) business days, the City of McFarland can administratively close the case.

Upon completion of the review, the Compliance Coordinator shall make a recommendation regarding the merit of the complaint, whether remedial actions are available to provide redress, and whether improvements to the City's Title VI process are needed.

A case can be administratively closed if the complainant no longer wishes to pursue their case. Following the investigation, the Title VI Compliance Coordinator will issue one of two letters to the complainant: (1) a closure letter, or (2) a letter of finding. A closure letter summarizes the allegations and states that there was not a Title VI violation and that the case will be closed. A letter of finding summarizes the allegations and the interviews regarding the alleged incident, and explains whether any disciplinary action, additional training of the staff member or other action will occur.

- Appeals Process

If the complainant is not satisfied with the resolution, he or she may appeal it to:

City of McFarland
 City Manager
 401 West Kern Avenue
 McFarland, CA 93250
 Phone: (661) 792-3091
 Fax: (661) 792-3093

- Submission of Complaint to the Department of Transportation The complainant may also file a complaint directly to:

FTA Office of Civil Rights
Title VI Program
Coordinator
East Building, 5th Floor – TCR, 1200
New Jersey Avenue, S.E.
Washington, D.C. 20590.

In accordance with FTA Circular 4702.1B, Chapter 9, Complaints, such a complaint must be filed within 180 calendar days after the date of the alleged discrimination.



CITY OF MCFARLAND DIAL-A-RIDE TITLE VI COMPLAINT FORM

Section I: (Please write legibly)

1. Name: _____
2. Address: _____
3. Telephone: _____ 3.a. Secondary Phone (Optional): _____
4. Email Address: _____
5. Accessible Format Requirements?
☐ Large Print ☐ Audio Tape ☐ TDD ☐ Other

Section II:

6. Are you filing this complaint on your own behalf? Yes* _____ No _____
*If you answered "yes" to #6, go to Section III.
7. If you answered "no" to #6, what is the name of the person for whom you are filing this complaint?
Name: _____
8. What is your relationship with this individual: _____
9. Please explain why you have filed for a third party: _____
10. Please confirm that you have obtained permission of the aggrieved party to file on their behalf. Yes _____ No _____

Section III:

11. I believe the discrimination I experienced was based on (check all that apply):
☐ Race ☐ Color ☐ National Origin
12. Date of alleged discrimination: (mm/dd/yyyy) _____
13. Explain as clearly as possible what happened and why you believe you were discriminated against. Describe all persons who were involved. Include the name and contact information of the person(s) who discriminated against you (if known), as well as names and contact information of any witnesses. If more space is needed, please use the back of this form.

Section IV:

14. Have you previously filed a Title VI complaint with the City of McFarland?
Yes _____ No _____

Section V:

15. Have you filed this complaint with any other Federal, State, or local agency, or with any Federal or State court?

Yes _____ No _____

If yes, check all that apply:

[] Federal Agency [] State Agency _____

_____ [] Local Agency _____

[] Federal Court _____

[] State Court _____

16. If you answered "yes" to #15, provide information about a contact person at the agency/court where the complaint was filed.

Name: _____

Title: _____

Agency: _____

Address: _____

Telephone: _____ Email: _____

Section VI:

Name of Transit Agency complaint is against:

Contact Person: _____

Telephone: _____

You may attach any written materials or other information that you think is relevant to your complaint.

Signature and date are required below to complete form:

Signature _____ Date _____

Please submit this form in person or mail this form to either address below:

City of McFarland – City Clerk
Title VI Compliance Coordinator
401 West Kern Avenue
McFarland, CA 93250

Federal Transit Administration
Title VI Program Coordinator,
FTA Office of Civil Rights,
East Building , 5th Floor-TCR 1200
New Jersey Ave, S.E. Washington DC 20590

1. **Obligación de Publicar Aviso del Título VI.** La Ciudad tiene la obligación de publicar un aviso público de las protecciones contra la discriminación que ofrece el Título VI .

Lugares donde la Ciudad de McFarland publica el aviso del Título VI.

La siguiente es una lista de los lugares en los que se publican noticias publicas relacionadas con el tránsito

- Autobuses del Dial-A-Ride
- Paradas/marquesinas del autobus Dial-A-Ride
- La pagina del la Ciudad de McFarland www.mcfarlandcity.org
- City Hall (401 West Kern Avenue, McFarland CA 93250)

2. **Requisito para el Desarrollo de Procedimientos de Quejas del Título VI y Formulario de Queja.** La Ciudad tiene la obligación de desarrollar los procedimientos para la investigación y el seguimiento de las denuncias presentadas en contra del Título VI de la ciudad y para hacer estos procedimientos para presentar una queja a disposición del público en general .

Procedimientos de Quejas Título VI de la Ciudad de McFarland

Presentación de Queja: Si un cliente cree que él / ella ha recibido un trato discriminatorio por parte de la Ciudad de sistema de tránsito de McFarland sobre la base de raza, color u origen nacional , el cliente tendrá el derecho de presentar una queja con el Coordinador de Tránsito Título VI.

La denuncia se hará por escrito y firmada por el denunciante (s) . Las quejas por escrito deben incluir :

- Fecha de la supuesta discriminación .
- Fecha en la que el denunciante(s) se dio cuenta del presunto acto de discriminación; o
- Fechas que la conducta fue descontinuado o el más reciente ejemplo de conducta.
- Detallada descripción de los problemas, incluidos los nombres y cargos de las personas que se perciben como partes en la queja.

La queja puede ser enviada correo:

City of McFarland – CityClerk
Title VI Compliance Coordinator
401 West Kern Avenue
McFarland, CA 93250

Para quejarse por teléfono:

(661)792-3091

Para quejarse en persona:

City of McFarland
401 West Kern Avenue
McFarland, CA 93250

Investigación de Quejas

Tras la recepción de la queja, el Coordinador de Cumplimiento la revisará para determinar si la Ciudad de McFarland tiene jurisdicción. En su caso, la queja será investigada y una determinación hecha. Investigación formal será confidencial e incluirá, pero no se limitan a, los detalles del incidente, la frecuencia específica y las fechas de los sucesos y los nombres de los testigos. El denunciante será notificado por escrito de la resolución.

El demandante tiene diez días hábiles a partir de la fecha de la carta a enviar la información solicitada a la Coordinadora de Cumplimiento. Si el coordinador no está en contacto con el reclamante o no recibe la información adicional dentro de los diez (10) días hábiles, la ciudad de McFarland puede cerrar administrativamente el caso..

Al terminar la revisión, el Coordinador de Cumplimiento deberá hacer una recomendación sobre el mérito de la queja, si las acciones correctivas se encuentran disponibles para proporcionar un reparción, y si se necesitan mejoras en proceso el título VI de la Ciudad.

Un caso puede ser administrativamente cerrado si el demandante ya no desea seguir su caso. Tras la investigación, el Coordinador del Título VI Cumplimiento emitirá una de las dos cartas a la denunciante: (1) una carta de cierre, o (2) una carta de hallazgo. Una carta de cierre resume las acusaciones y afirma que no había una violación del Título VI y que el caso se cerrará. Una carta de hallazgo se resume las alegaciones y las entrevistas sobre el supuesto incidente, y explica si alguna acción disciplinaria, la formación adicional del funcionario u otra acción.

- Proceso de Apelaciones

Si el demandante no está satisfecho con la resolución, él o ella puede apelar a:

City of McFarland
City Manager
401 West Kern Avenue
McFarland, CA 93250
Phone: (661) 792-3091
Fax: (661) 792-3093

- Presentación de Queja al Departamento de Transporte El demandante también puede presentar una queja directamente a:

FTA Office of Civil Rights
Title VI Program
Coordinator
East Building, 5th Floor – TCR, 1200
New Jersey Avenue, S.E.
Washington, D.C. 20590.

De conformidad con el acuerdo de libre comercio Circular 4702.1B, el Capítulo 9, Quejas, dicha queja se debe presentar dentro de los 180 días naturales después de la fecha de la supuesta discriminación.

Sección I: (Favor de escribir en forma legible)

1. Nombre: _____
2. Dirección: _____
3. Teléfono: _____ 3.a. Teléfono Secundario (Opcional): _____
4. Correo Electrónico: _____
5. Requisitos en formato accesible?
☐ Letra Grande ☐ Cinta de Audio ☐ TDD ☐ Otra Forma

Sección II:

6. Esta presentando esta queja en su propio nombre? Si* _____ No _____
*Si contesto "sí" al #6, baje a la Sección III.
7. Si contesto "no" al #6, cual es el nombre de la persona por cual usted esta representando la queja? Nombre: _____
8. Cual es la relación con este individuo: _____
Favor de explicar porque usted esta representando a una tercera persona: _____
9. Favor de confirmar que usted obtuvo permiso de someter una queja con la persona afectada. Si _____ No _____

Sección III:

10. Yo creo que la discriminación por la que pase fue basada por (Marque la que pertenezca):
☐ Raza ☐ Color ☐ Origen Nacional
11. Fecha de la presunta discriminación: (mm/dd/aaaa) _____
12. Explique lo mas claro posible lo que paso y porque cree que fue discriminado. Describe todas las personas que estuvieron involucradas. Incluya el nombre y la información de contacto de la persona(s) que lo discrimino (si se conoce), así como los nombres y la información de los testigos en contacto. Si se necesita mas espacio, por favor use el reverso de este formulario.

Sección IV:

13. Ha presentado anteriormente una queja del Título VI con la Ciudad de McFarland?

Si _____ No _____

Sección V:

14. Ha presentado esta queja con cualquier otra agencia federal, estatal o local, o ante cualquier tribunal federal o estatal?

Si _____ No _____

Si contesto si, marque el que aplique:

[] Agencia Federal _____ [] Agencia Estatal _____
[] Corte Federal _____] Agencia Local _____

[] Corte Estatal _____

15. Si contesto "si" al #15, favor de proveer información de una persona con la que usted tubo contacto con la agencia/corte donde se sometió la queja.

Nombre: _____

Título: _____

Agencia: _____

Dirección: _____

Teléfono: _____ Email: _____

Sección VI:

Nombre de la Agencia de Transito cual se inicio su queja: _____

Persona de _____ Contacto: _____

Teléfono: _____

Usted puede adjuntar cualquier material escrito u otra información que crees que es relevante para su queja.

Firma y fecha es requerida para someter esta forma:

Firma _____ Fecha _____

Favor de someter esta forma en persona o por correo una de las siguiente direcciones:

City of McFarland – City Clerk
Title VI Compliance Coordinator
401 West Kern Avenue
McFarland, CA 93250

Federal Transit Administration
Title VI Program Coordinator,
FTA Office of Civil Rights,
East Building , 5th Floor-TCR 1200
New Jersey Ave, S.E. Washington DC 20590

Locations of Postings

List of Locations Where Title VI Notice is Posted

City of McFarland's Title VI Notice to the public is currently posted at the following locations:

Location	Address	City
McFarland City Hall	401 W. Kern Ave.	McFarland, CA 93250
McFarland Veterans Community Center	103 W Sherwood Ave	McFarland, CA 93250
McFarland City Website	www.mcfarlandcity.org/269/Transportation	
McFarland Transit Van	661-792-3091	

Investigations, Complaints, or Inquiries

McFarland Transit maintains a list of active investigations conducted by FTA and entries other than FTA, including lawsuits and complaints naming McFarland Transit that allege discrimination on the basis of race, color, or national origin. This list includes a date that the transit-related Title VI investigation, lawsuit, or complaint was filed; and actions taken by McFarland Transit in response, or final findings related to the investigation, lawsuit, or complaint. Below is the Title VI Investigations, Complaints, or Lawsuit Log.

File #	Incident Date	Summary of Complaint	Status	Action(s) Taken
None	N/A	N/A	N/A	N/A

As of the writing of this program, McFarland Transit has no complaints, investigations, or lawsuits which allege discrimination on the grounds of race, color or national or origins, or any other form of discrimination.

Public Participation Plan

Public participation is a fundamental process through which stakeholders can partake directly in agency decision-making, and express their concerns, desires, and values. It is the mission of this agency to "improve the lives of people with disabilities by creating opportunities to maximize their independence." At every opportunity through prescribed methods the agency will solicit input from stakeholders to best support persons served without creating disproportionately high and adverse human health or environmental effects on minority and/or low-income populations.

As a recipient of federal transportation funding from the Federal Transit Administration (FTA), the City of McFarland (COM) is required to develop a Public Participation Plan (PPP) that implements the goals and objectives of Title VI of the Civil Rights Act of 1964. The PPP is intended to provide guidance for public involvement activities to be conducted by COM in the expenditures of FTA funds in compliance with Title VI of the Civil Rights Act of 1964 and FTA Circular 4702.1B ("Title VI Requirements and Guidelines for Federal Transit Administration Recipients").

Public Outreach

- The City of McFarland also keeps in contact with all local schools and gives information of public transportation provided by the City of McFarland.
- Also hands out pamphlets at local events and advertises the program on our social media accounts.
- All information is published in Spanish as well, for our English Limited public, our Transit driver is fluent in Spanish to further assist transit riders.
- Public transportation program is also announced at Council Meetings to inform community of services provided by the City of McFarland.

Safe Harbor Provision

The Federal Transit Authority Circular 4702.1B states:

"DOT has adopted DOJ's Safe Harbor Provision, which outlines circumstances that can provide a "safe harbor" for recipients regarding translation of written materials for LEP populations. The Safe Harbor Provision stipulates that, if a recipient provides written translation of vital documents for each eligible LEP language group that constitutes five percent (5%) or 1,000 persons, whichever is less, of the total population of persons eligible to be served or likely to be affected or encountered, then such action will be considered strong evidence of compliance with the recipient's written translation obligations. Translation of non-vital documents, if needed, can be provided orally. If there are fewer than 50 persons in a language group that reaches the five percent (5%) trigger, the recipient is not required to translate vital written materials but should provide written notice in the primary language of the LEP language group of the right to receive competent oral interpretation of those written materials, free of cost.

These safe harbor provisions apply to the translation of written documents only. They do not affect the requirement to provide meaningful access to LEP individuals through competent oral interpreters where oral language services are needed and are reasonable. A recipient may determine, based on the Four Factor Analysis, that even though a language group meets the threshold specified by the Safe Harbor Provision, written translation may not be an effective means to provide language assistance measures. For example, a recipient may determine that a large number of persons in that language group have low literacy skills in their native language and therefore require oral interpretation. In such cases, background documentation regarding the determination shall be provided to FTA in the Title VI Program."

CITY OF MCFARLAND LEP PLAN



City of McFarland Plan for Special Language Services to Limited English Proficient (LEP) Populations

Title VI of the Civil Rights Act of 1964 prohibits discrimination on the basis of race, color, and national origin in programs and activities receiving federal financial assistance. One critical concern addressed by Title VI is the language barrier that Limited English Proficiency (LEP) persons face with respect to accessing information about and using transit service. Transit operators must ensure that this group has adequate access to the agency's programs and activities, including public participation opportunities.

Executive Order 13166, titled "Improving Access to Services for Persons with Limited English Proficiency," forbids funding recipients from "restricting an individual in any way in the enjoyment of any advantage or privilege enjoyed by others receiving any service, financial aid, or other benefit under the program," or from "utilize[ing] criteria or methods of administration which have the effect of subjecting individuals to discrimination because of their race, color, or national origin, or have the effect of defeating or substantially impairing accomplishment of the objectives of the program as respects to individuals of a particular race, color, or national origin."

FTA Circular 4702.1B was developed by the Federal Transit Administration (FTA) and details the administrative and reporting requirements for recipients of FTA financial assistance to comply with Title VI and related executive orders including on LEP.

In compliance with guidance and rules issued by US DOT, and Title VI of the Civil Rights Act of 1964, City of McFarland continues to take reasonable steps to ensure that all persons have meaningful access to its programs, services, and information, at no additional cost. This document is City of McFarland's Plan for Special Language Services to Limited English Proficient (LEP) Populations, referred to as the LEP Plan. In order to prepare this LEP Plan, City of McFarland undertook the US DOT's four-factor analysis, which considers the following:

1. The number and proportion of LEP persons served or encountered in the eligible service population.
2. The frequency with which LEP persons come in contact with City of McFarland programs, activities or services.
3. The importance to LEP Persons of City of McFarland's program, activities and services.
4. The resources available to City of McFarland and overall cost to provide LEP assistance.

The City of McFarland is the local planning organization for the city of McFarland and the local service area is approximately 2 square miles, with a population of 13,048 in a rural setting. The population is increasingly diverse, with a portion speaking a language other than English.

Part 1. Determination of Need

The following tables, drawn from The U. S. Census Bureau, identify those who speak English “less than very well” as Limited English Proficient persons.

Table 1 shows, by county, the ability to speak English and languages spoken at home for persons five years of age and older. The five most frequent languages in the region other than English are Spanish (72.6% percent), Tagalog (.26%), and Arabic (.23%). However, many of these people also speak English very well. Table 2 shows that Spanish-speakers are the only population representing more than five percent of the city's population, that is identified as not speaking English very well.

Table 1 – Language spoken at Home by Ability to Speak English for the Population 5 Years and Over

	McFarland city, California	
	Estimate	Margin of Error
Total:	13, 048	+/-305
Speak only English	3,247	+/-849
Spanish or Spanish Creole:	9,698	+/-896
Speak English "very well"	3,669	+/-619
Speak English less than "very well"	6,029	+/-828
Laotian:	13	+/-25
Speak English "very well"	13	+/-25
Speak English less than "very well"	0	+/-20
Tagalog:	54	+/-68
Speak English "very well"	46	+/-66
Speak English less than "very well"	8	+/-15
Other Pacific Island languages:	18	+/-71
Speak English "very well"	18	+/-70
Speak English less than "very well"	0	+/-22
Arabic:	19	+/-18
Speak English "very well"	19	+/-18
Speak English less than "very well"	0	+/-21
African languages:	10	+/-17
Speak English "very well"	10	+/-17
Speak English less than "very well"	0	+/-20

Table 2 – Populations speaking English Less than “Very Well” Regionally

Speak English less than "very well"							Speaks English "Very Well"	Speaks Only English	Total
Spanish	Laotian:	Tagalog:	Other Pacific Island languages	Arabic	African	Total speaking English less than "very well"			
6,004	0	8	17	0	0	6,029	3,669	3,247	13,048
72.6% of McFarland population	0.00% of McFarland population	0.26% of McFarland population	0.03% of McFarland population	0.23% of McFarland population	0.00% of McFarland population	45.48% of McFarland population	38.73% of McFarland population	27.1% of McFarland population	100%

Factor 2: frequency of LEP populations' contact with programs, activities, services.

City of McFarland's experience with LEP populations has been primarily with Spanish speakers. Outreach print materials for Regional Transportation Plan (RTP) workshops, unmet transit needs hearings, and

environmental justice focus groups have regularly been translated into Spanish. The City has a translator for the council meetings, which include the unmet transit needs hearings. Other meetings have been conducted with a staff member able to translate the meeting details into Spanish upon request.

Factor 3: Importance to LEP population of programs, services, activities.

City of McFarland is a direct provider of transportation services. The City of McFarland plans for transportation facilities, programs and services for the citizens of the City of McFarland. The City of McFarland encourages the citizens for their input on the LEP.

Factor 4: Resources available to City of McFarland and overall cost to provide LEP assistance.

City of McFarland provides publicity in Spanish for unmet transit needs hearings and offers translation into any language upon request to allow LEP populations to participate. City of McFarland provides translation services for community workshops to develop the City's long-range transportation plan. However, there has not been significant demand from LEP residents to participate in these discussions, unless City of McFarland actively works with community-based organizations to recruit participants from their LEP constituency and provide on-site language support. To the extent possible, City of McFarland staff also goes out to other organization's meetings or English as a Second Language (ESL) classes involving LEP persons, but unfortunately, the resources for doing this type of outreach are very limited.

City of McFarland has five staff members that speaks fluent Spanish, answers calls from the main telephone line that come in in Spanish, and has an outgoing voicemail message in both English and Spanish. However, in some cases, the cost to implement multiple language programs, especially to provide translated materials or simultaneous translation, is significant and unfunded.

Part 2. Implementation Plan on Language Assistance

1. LEP persons who need language assistance

As noted above, the most significant group requiring language assistance has been the Hispanic/Latino population, with 45.48 percent of the region's Spanish-speaking population speaking English less than very well. However, City of McFarland has also sought to identify other groups needing language assistance. City of McFarland continues to monitor the needs of LEP persons, and to determine its communications and public participation efforts to include people regardless of language barriers.

2. Providing language assistance

City of McFarland has a number of techniques or practices to provide meaningful opportunities for LEP residents to access transportation-related information and provide input that informs key decisions, including the following:

Regional Transportation Planning

- City of McFarland provided opportunities for public input at several stages of development of the recently-released Draft RTP/SCS. City of McFarland publicized community workshops through fliers in English and Spanish. Staff also worked with community-based organizations that serve LEP populations to support outreach and participation in the workshops. Translation services were

available at meetings.

City of McFarland plans to continue such measures to insure that those with limited English proficiency can obtain information about transportation services in the City of McFarland, provide meaningful comment on public transit services, and participate in City of McFarland transportation planning process.

3. Training staff

Many of City of McFarland's staff has experience communicating in an ethnically diverse environment. A number come to the job with multi-lingual skills. Agency training and internal planning will continue to note the need to consider persons with limited English proficiency in communicating transportation information, and providing or partnering for language assistance for LEP persons to support and encourage their participation in the RTP/SCS planning process and other key planning activities.

Given the proliferation of smart phone and expansion of Internet access, even among low-income populations, City of McFarland is also exploring the potential to use more online community education and engagement tools that allow people to participate in the planning process without having to physically attend workshops or meetings, and whether those tools can be cost-effectively translated into Spanish or other non-English languages.

4. Providing notice to LEP persons

City of McFarland will continue to inform the public and LEP persons of their rights under Title VI in a number of ways:

- Notification of Title VI rights on City of McFarland's website in English and Spanish.
- Complaint procedures and forms translated into Spanish that are posted on City of McFarland's website and available through City of McFarland's office.
- Continuing with routine use of both English and Spanish on printed or electronic announcements for Unmet Transit Needs Hearings and public workshops on key planning efforts that alert interested individuals on how to request translation services.
- Working with community-based organizations and other stakeholders to inform LEP individuals of City of McFarland's programs and services, including the availability of language services.

5. Monitoring/updating the plan

While maintaining a basic level of access by LEP populations to City of McFarland transportation information and services, and public input opportunities into key planning decisions, City of McFarland will monitor demographic shifts and translation requests and adjust to meet demand. City of McFarland LEP Plan will be updated as needs to reflect significant changes.

Transportation Information

- The City of McFarland's website contains local transportation information and links to transportation information, including KernCog's, 511 website and Kern Regional Transportation.
- Kern COG's 511 website for traffic, transit, rideshare and bicycling information can be accessed in all languages supported by Google translator, including Spanish and other local applicable

languages.

- By dialing 511, telephone information on transportation services in the Kern region is available in Spanish.
- As part of a study of transit needs to reach “lifeline” or essential destinations, City staff interviewed local organizations working with LEP populations to identify issues and concerns with public transit services and provide more transportation information.
- City staff has distributed transportation resource sheets to agencies working with low-income and LEP populations in the city, including where to find transit information in languages than English.
- City staff has distributed to labor contractors and potential drivers and riders the availability of reduced cost vanpools for agricultural workers in the Kern region.
- The City of McFarland holds Unmet Transit Needs hearings in both English and Spanish. City staff also sends press releases to and purchases advertisements in a non-English language newspaper publicizing the hearings. Spanish-speakers with comments by phone are directed to call the city, and written or E-mail comments are accepted in any language.
- Most of the City of McFarland’s transit operators already provide transit service information in Spanish. City of McFarland Transit also has staff to answer callers in Spanish language. The City of McFarland also maintains an awareness and sensitivity to LEP needs in developing Short- Range Transit Plans for the City of McFarland, including creating on-board surveys in languages other than English as needed, and developing new transit marketing strategies and recommendations for reaching relevant LEP populations in the transit operator’s area.

Membership of Non-Elected Committees and Councils

City of McFarland does not have a non-elected transit related advisory council at this time.

Title VI Equity Analysis

City of McFarland does not have transit related facilities



City of McFarland

City Council Meeting

STAFF REPORT

Agenda Item No. 4.
Section: CONSENT AGENDA
Meeting Date: February 1,
2024

TO: Honorable Mayor and Council Members

FROM: Kenny Williams, City Manager
Paul Saldaña , Community Development Director

SUBJECT: Approval of Resolution No. 2024-6 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ORDERING THE SUMMARY VACATION OF AN EASEMENT FALLING WITHIN THE BOUNDARY OF LOT 1 AND LOT 47 IN THE CITY OF MCFARLAND, PURSUANT TO THE PUBLIC STREET, HIGHWAYS AND SERVICE EASEMENTS LAW (DIVISION 9, PART 3, CHAPTER 4, CALIFORNIA STREETS AND HIGHWAYS CODE).

SUMMARY:

The City of McFarland, by virtue of annexation, assumed a public service easement along the south side of Kern Avenue between 10th Street and Grazioli Avenue that was previously dedicated to the County of Kern. As depicted in the attachment, Kern Avenue was built and subsequently, the homes built as part of the development were built in the public utility easement, as shown in the illustration. Neither the County or the developer at the time vacated the easement. Consequently, the easement is still recorded against the properties.



To remove the easement, the City must “vacate” the easement. In accordance with Sections 8330-8336 of the Streets and Highways Code, the easement being vacated qualifies for a summary vacation since the easement has been superseded by the construction of the homes and there are no public facilities within the easement. Therefore the City Council is being asked to summarily vacate the public easement as described and shown in the exhibits of the proposed resolution.

The Community Development Department has determined that the vacation of the easement is in conformity with the General Plan as the infrastructure (streets) for which the easement was granted has been built. The City Engineer reviewed the legal description and plat for the public access easement being vacated for accuracy and finds it to be in acceptable form for recording. Other public utilities have been advised of the City's intent to vacate easement and to date have not raised any objection to the vacation of the easement.

Under the procedures of a summary vacation, a public hearing is not required. Staff recommends Council approve the attached resolution to summarily vacate a portion of the public access easement. A certified copy of the resolution will be recorded with the Kern County Recorder allowing for the removal of the easement from the impacted property title.

FINANCIAL IMPACT:

No financial impact.

RECOMMENDATION:

City Council adopt Resolution 2024-6 ordering the summary vacation of an easment falling within the boundary of lot 1 and lot 47 in the City of McFarland, pursuant to the Public Street, Highways and Service Easements law (Division 9, Part 3, Chapter 4, California Streets and Highways Code).

ATTACHMENTS:

1. Exhibit A - Legal Description
2. Exhibit B - Plat Map

RESOLUTION NO. 2024-6

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ORDERING THE SUMMARY VACATION OF AN EASEMENT FALLING WITHIN THE BOUNDARY OF LOT 1 AND LOT 47 IN THE CITY OF MCFARLAND, PURSUANT TO THE PUBLIC STREET, HIGHWAYS AND SERVICE EASEMENTS LAW (DIVISION 9, PART 3, CHAPTER 4, CALIFORNIA STREETS AND HIGHWAYS CODE).

WHEREAS, , the City of McFarland, has excess right of way along the south side of Kern Avenue between 10th Street and Garzoli Avenue, as described and attached hereto as Exhibit “A” (legal description) and Exhibit “B” (Easement Vacation Plat Map); and

WHEREAS, the City Council of the City of McFarland may vacate all or part of a street, highway, or public service easement pursuant to the Public Streets, Highways, and Service Easements Vacation Law (State of California Streets & Highways Code, Section 8300 et seq.), and

WHEREAS, the summary vacation proceedings are to be conducted pursuant to the provisions in Section 8330-8336, Chapter 4 of Part 3, Division 9, entitled “Summary Vacation,” of the State of California Streets & Highways Code, and

WHEREAS, Section 8333 of the Streets and Highways Code authorizes the City Council to summarily vacate public service utilities easements when the easement has never been used, which are no longer necessary when the easements have been superseded by relocation, and no other public facilities are located within the easements.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of McFarland that it hereby finds and determines as follows:

SECTION 1. This vacation is made under the authority of California Streets and Highways Code Chapter 4 of part 3 of Division 9, commencing at Section 8330 et. seq.

1. The Public Service Easement described herein on Exhibit “A” and depicted on the plat map attached as Exhibit “B” has never been used; and
2. No public facilities are located within the said Public Service Easement; and
3. The public convenience and necessity do not require reservation of any portion of this easement; and
4. The Council has considered the McFarland General Plan and ratifies the determination of the Community Development Department that the vacation of the public service easement is in conformity

with the McFarland General Plan.

SECTION 2. The City Council of the City of McFarland hereby orders the summary vacation of that portion of Kern Avenue between 10th Street and Garzoli Avenue as described in Exhibit “A” (legal description) and Exhibit “B” (Plat Map), attached hereto.

SECTION 3. A public hearing is not required and the use of a summary proceeding is allowed for the vacation of this portion of the public street pursuant to Streets and Highway Code Section 8334(a), when an excess right-of-way of a street or highway is not required for street or highway purposes.

SECTION 4. The Council finds that the summary vacation of the public service easement is exempt from review under the 3 California Environmental Act pursuant to Title 14 California Code of Regulations section 15305 as a minor alteration in land use limitations.

SECTION 5. Pursuant to Streets and Highways Code section 8336, the City Clerk shall cause a certified copy of this Resolution, attested by the Clerk under seal, to be recorded in the Office of the Recorder of the County of Kern.

SECTION 6. This resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall certify to the passage and adoption of this Resolution.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of McFarland on February 1, 2024 by the following vote:

	Aye	Nae	Abstain	Absent
Saul Ayon				
Ricardo Cano				
Amador Ayon				
Anita Gonzalez				
María T. Pérez				

CITY OF MCFARLAND

Saul Ayon, Mayor

ATTEST:

Francisca Alvarado, City Clerk

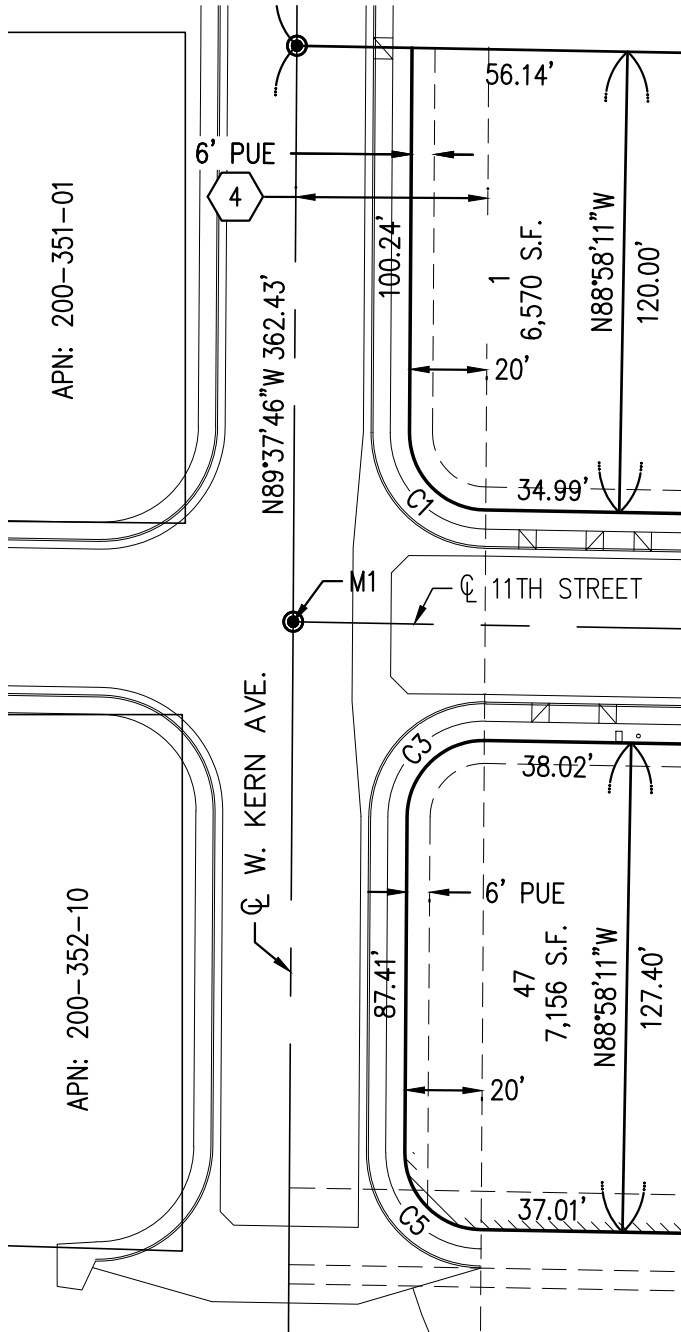
I, _____, City Clerk of the City of McFarland, California, DO HEREBY CERTIFY that the foregoing resolution is a true and accurate copy of the Resolution passed and adopted by the City Council of the City of McFarland on the date and by the vote indicated herein.

Francisca Alvarado, City Clerk

EASEMENT VACATION 24-01

EXHIBIT B

BEING A PORTION OF LOTS 1 AND 47, OF TRACT NO. 6002, IN THE CITY OF MCFARLAND, COUNTY OF KERN, STATE OF CALIFORNIA, ACCORDING TO THE MAP THEREOF RECORDED MARCH 8, 2002 IN BOOK 48 OF MAPS, AT PAGE 29, KERN COUNTY RECORDS.



AN EASEMENT OVER SAID LAND FOR PUBLIC HIGHWAY AND INCIDENTAL PURPOSES AS GRANTED TO COUNTY OF KERN, IN DEED RECORDED MARCH 31, 1947, (BOOK) 1341 (PAGE) 228, OFFICIAL RECORDS.

AFFECTS: PORTIONS OF LOTS 1 AND 47 AS SHOWN ON MAP.

Curve Table

CURVE #	LENGTH	RADIUS	DELTA	TANGENT
C1	31.19'	20.00'	89°20'25"	19.77
C3	31.65'	20.00'	90°39'35"	20.23
C5	31.19'	20.00'	89°20'34"	19.77

BASIS OF BEARINGS PER FILED MAP
7-1_06-100

(THIS MAP IS PROVIDED FOR ILLUSTRATIVE PURPOSES ONLY)

50' 25' 0' 25' 50'

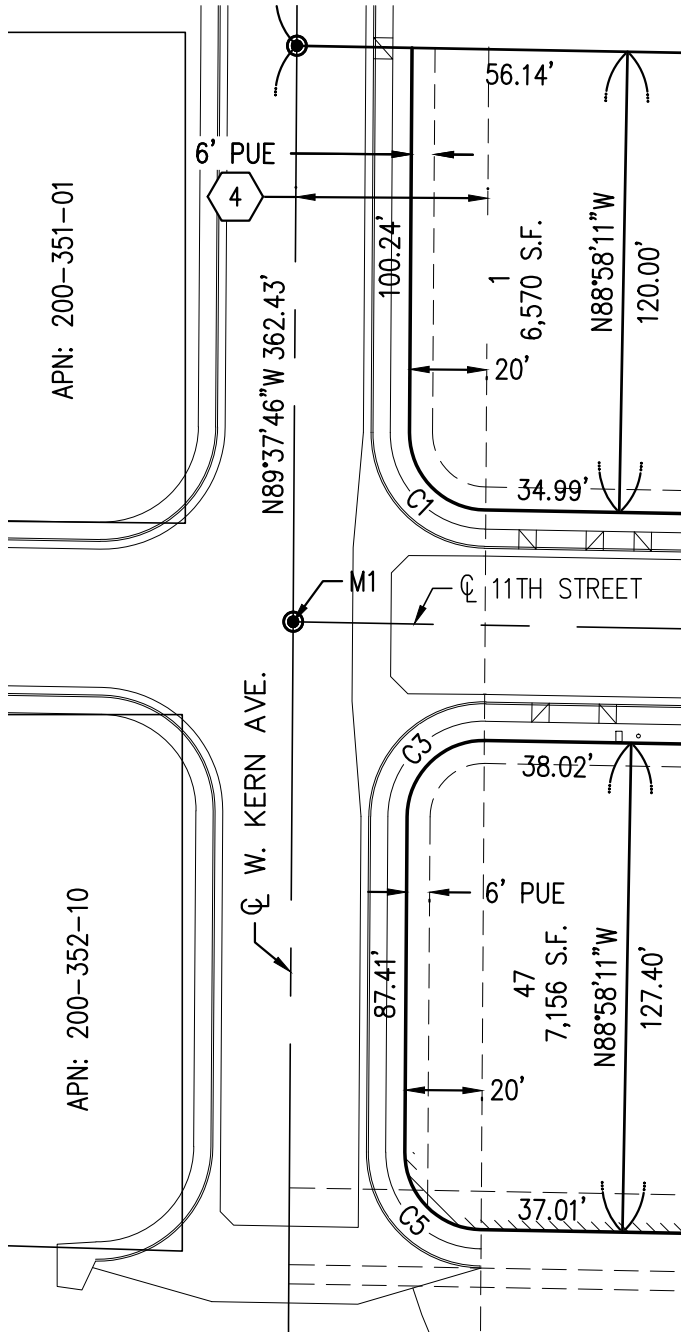
HORIZ: 1"=50'

SHEET 1 OF 1

EASEMENT VACATION 24-01

EXHIBIT B

BEING A PORTION OF LOTS 1 AND 47, OF TRACT NO. 6002, IN THE CITY OF MCFARLAND, COUNTY OF KERN, STATE OF CALIFORNIA, ACCORDING TO THE MAP THEREOF RECORDED MARCH 8, 2002 IN BOOK 48 OF MAPS, AT PAGE 29, KERN COUNTY RECORDS.



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BASIS OF BEARINGS PER FILED MAP
7-1_06-100

(THIS MAP IS PROVIDED FOR ILLUSTRATIVE PURPOSES ONLY)

50' 25' 0' 25' 50'

HORIZ: 1"=50'

SHEET 1 OF 1



City of McFarland

City Council Meeting

STAFF REPORT

Agenda Item No. 5.
Section: CONSENT AGENDA
Meeting Date: February 1,
2024

TO: Honorable Mayor and Council Members

FROM: Kenny Williams, City Manager

SUBJECT: Approval of Resolution No. 2024-12 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING FUNDS FROM THE CITY'S GENERAL FUND TO COMPLETE THE ENCLOSURE OF THE CITY HALL YARD.

SUMMARY:

In December 2023, staff identified a potential hazardous situation at the driveway exit onto fourth street from city hall. In addition to the hazard, the city has been involved in an ongoing expansion project at the same location, which was reflecting negatively on the city.

The City Council approved the construction of a block wall east of City Hall to eliminate the hazard and improve the overall appearance of city hall. With the block wall complete, the second phase of the project is enclosing the south end of 4th street adjacent to the city hall yard.

This phase of the project will include moving the sliding gate and adding to the existing block wall as well as adding a walk-in gate to the west side of the sliding gate. Extending electrical infrastructure to the gate and adding concrete as a base for the sliding gate is also necessary.

The city sought our three different estimates for the sliding gate project with the lowest estimate being \$14,950.

FINANCIAL IMPACT:

At this time, the impact to the general fund is \$14,950.

RECOMMENDATION:

Staff recommends the City Council approve Resolution No. 2024-12 approving funds from the general fund to complete the enclosure of the city hall yard.

ATTACHMENTS:

1. Estimate Legacy landscaping
2. Estimate Rodriguez Welding
3. Estimate Raul Martinez

Legacy Landscaping

Lawn & Tree Service

Residential – Commercial

Oscar Miranda (661)910-6368

Oscarmiranda152@yahoo.com

We choose to do what others don't so we can accomplish what others haven't!!

This is only a bid entered into on this January 29, 2023, by between Legacy landscaping lawn & tree services ("contractor") and City of McFarland

Job site # 357 Harlow Ave McFarland CA 93250 POLICE STATION

Contractor agrees to perform the following services on behalf of client: remove and re-install 30 ft long existing gate, install 35 ft of new concrete slab for new gate rail to slide install new Block pillars install new gate for walking entry with gate code lock handle install new concrete slab for motor for gate re paint gate demo 35 ft by 8 inch wide of asphalt and trench and install new wire conduct pipe for power demo concrete walk way 4ft by 6ft slab and re pour to be able to run power and conduct pipe and bore under concrete footings for power, demo 40 ft long by 2ft wide of concrete and install new conduct pipes to run power and repour concrete with broom finish all parts and labor all included

Contractor will commence work on or before upon approval and will perform same weekly or as needed or one time service .this work will continue on a month to month basis, subject to immediate termination for nonperformance.

1. Client will pay contractor the following sums (rate) on the schedule set forth below:
Fixed one-time fee: \$14,950.00
2. Contractor will be responsible for all damages caused by employees to property and its residents
3. Contractor will take reasonable precaution to protect work area and employees
4. Contractor is responsible for the safety of his employee's

Oscar Miranda -legacy landscaping

district manager –supervisor –manager

01/24/2024

Rodriguez welding

Estimate for McFarland City Hall, police department.
Reposition east entrance to south side of the building.

- Concrete for sliding door.
- Concrete for electric gate opener
- 4'rod iron door, sidewalk length
- Door rail
- Electrical not included.
- 10" add on of rod iron

Total: 16,800.00

This job will take approximately six to eight weeks to be completed.

ESTIMATE

Prepared For

City Of McFarland
City Of McFarlan
McFarlan, Ca 93250
(661) 869-5106

Raul Martinez

10000 Greenacres Dr
Bakersfield, Ca 93312
Phone: [\(602\) 718-7092](tel:6027187092)
Email: raul091573@gmail.com
Estimate #

47

Date

01/10/2024

Description

Total

Gate and small block wall

\$18,000.00

Moving the big gate that does not include the electrical connection or installation of the motor manufacturing and installation of the pedestrian access gate includes installation and security lock, including all the necessary material for its manufacture 15-foot bloke fence with bloke equal to the existing fence Installation of the new track where the large door runs, including 4 feet of concrete the same size as the length of that track. new posts for the doors, the large gate and the small gate that gives access to pedestrians

Subtotal

\$18,000.00

Total

\$18,000.00



City of McFarland

City Council Meeting

STAFF REPORT

Agenda Item No. 6.
Section: ADMINISTRATIVE
AGENDA
Meeting Date: February 1,
2024

TO: Honorable Mayor and Council Members

FROM: Adam Cabrera , Assistant Public Works Director
Serrena McCuan , Human Resources Director

SUBJECT: Approval of Resolution No. 2024-13 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING THE DISCONTINUATION OF THE CONTRACT WITH ALEXANDERS AND ADDITION OF A WATER OPERATOR IN TRAINING POSITION.

SUMMARY:

This staff report outlines the proposal to discontinue the contract with Alexanders and allocate the funds for the addition of an additional Water Operator in Training position. The City of McFarland entered into a contractual agreement with Alexanders Contract Services on December 22, 2022, to provide accurate and timely water meter reads for our community. This agreement was essential to maintain efficient water billing and to ensure the proper management of our water resources. Alexanders was contracted to provide these services without interruption and according to the terms outlined in the agreement. Due to staffing issues and inability to complete these tasks, the City of McFarland would like to discontinue the agreement with Alexanders to complete the water meter reads. The justification for this proposal is the pressing need for additional personnel to assist with water meter reading. The current Water Department, while diligent and dedicated, is stretched thin attempting to manage the expanding workload, resulting in potential challenges in meeting deadlines and maintaining accuracy. The addition of a new Water Operator in Training position will significantly enhance the operational efficiency of the water department. The dedicated focus on meter readings will allow for a more streamlined and timely process, reducing the risk of errors and delays. Timely and accurate meter reads contribute directly to improved customer service. By addressing potential billing discrepancies promptly and ensuring accurate consumption data, we enhance our commitment to providing excellent service to our customers.

FINANCIAL IMPACT:

The total of \$52,800 of the funds will be available for use by discontinuing the contract with Alexanders and be reallocated to cover the additional Water Operator in Training position. The cost to fund the position of an additional Water Operator in Training, to include benefits, will be a total of \$20,245.40 over a five-month period.

RECOMMENDATION:

STAFF RECOMMENDS APPROVAL FOR DISCONTINUING THE AGREEMENT WITH ALEXANDERS AND AUTHORIZE FUNDS TO BE REALLOCATED TO COVER THE ADDITIONAL WATER OPERATOR IN TRAINING POSITION.

ATTACHMENTS:

None

RESOLUTION NO. 2024-13

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND TO
DISCONTINUE THE AGREEMENT WITH ALEXANDERS AND APPROVAL OF
ADDITIONAL WATER OPERATOR IN TRAINING POSITION**

WHEREAS, the City Council of the City of McFarland has an approved budget for the 2023-2024 fiscal year budget and authorizes an additional water operator in training position, and;

WHEREAS, discontinue the contractual agreement with Alexanders for water meter reads, effective February 8th, 2024, and;

WHEREAS, initiate the process of selecting and hiring an additional water operator to complement our existing water meter reading services, and;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of McFarland that it hereby finds and determines as follows:

The foregoing recitals are true and correct and incorporated herein as if set forth in full.

The City of McFarland ("City") desires to create an additional Water Operator in Training position.

The City Council provides the city manager the Authority to execute any documents necessary to carry out the agreement.

The City Clerk shall certify to the passage and adoption of this resolution.

The resolution is effective immediately.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of McFarland on February 1, 2024 by the following vote:

	Aye	Nae	Abstain	Absent
Saul Ayon				
Ricardo Cano				
Amador Ayon				
Anita Gonzalez				
María T. Pérez				

CITY OF MCFARLAND

Saul Ayon, Mayor

ATTEST:

Francisca Alvarado, City Clerk

I, _____, City Clerk of the City of McFarland, California, DO HEREBY CERTIFY that the foregoing resolution is a true and accurate copy of the Resolution passed and adopted by the City Council of the City of McFarland on the date and by the vote indicated herein.

Francisca Alvarado, City Clerk



City of McFarland

City Council Meeting

STAFF REPORT

Agenda Item No. 7.
Section: ADMINISTRATIVE
AGENDA
Meeting Date: February 1,
2024

TO: Honorable Mayor and Council Members

FROM: Kenny Williams, City Manager
Serrena McCuan , Human Resources Director

SUBJECT: Approval of Resolution 2024-9 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING AN ADJUSTMENT TO THE SALARY RANGE FOR THE SWEEPER/STREET MAINTENANCE I POSITION FROM RANGE 15 TO RANGE 21.

SUMMARY:

The position of Sweeper/ Street Maintenance I has remained vacant since May 15, 2023. Throughout this period, our recruitment efforts have encountered significant challenges, primarily due to the requirements of the role and the necessity of filling a position that encompasses responsibilities across multiple domains. Despite conducting interviews, it has become evident during the selection process that there is a need to reevaluate the compensation package to attract suitable candidates. Therefore, it is recommended by the staff to adjust the salary range for the Sweeper/Street Maintenance I position from its current classification in Range 15, \$17.72- \$22.69 to Range 21, \$20.56 - \$26.31. This adjustment is proposed as a strategic measure to enhance our recruitment capabilities and effectively fill the vacancy.

FINANCIAL IMPACT:

Additional cost of approximately \$8,858.57 to the Streets Division in the General Fund. However, this additional cost will be offset by vacancies in the division.

RECOMMENDATION:

Report, Discuss, and Possibly, approve resolution 2024-9 approving the appropriation of funds for the salary increase of the Sweeper/Street Maintenance I position.

ATTACHMENTS:

None

RESOLUTION NO. 2024-9

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND APPROVING AN ADJUSTMENT TO THE SALARY RANGE FOR THE SWEEPER/STREET MAINTENANCE I POSITION FROM RANGE 15 TO RANGE 21.

WHEREAS, the Sweeper/Street Maintenance I position has been vacant since May 15, 2023, presenting operational challenges in the maintenance and upkeep of municipal streets,

WHEREAS, the recruitment efforts to fill this vacancy have been consistently impeded by the specialized nature of the role and the high standards set for candidates, resulting in a prolonged vacancy,

WHEREAS, the current salary range for the position, Range 15, \$17.72 - \$22.69 has proven to be insufficient in attracting qualified candidates in a competitive job market.

WHEREAS, a comprehensive analysis indicates that an adjustment in the salary range to Range 21, \$20.56 - \$26.31 would align better with market standards and enhance our competitiveness in recruitment.

WHEREAS, the proposed salary adjustment aims to attract skilled and dedicated professionals, thereby filling the vacancy with more efficiency and maintaining the high standards of public service expected by our community.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of McFarland that it hereby finds and determines as follows:

1. The foregoing recitals are true and correct and incorporated herein as if set forth in full.
2. The job description and pay range has been approved in its entirety.
3. The City Manager has full approval to amend the current salary range for the Sweeper/Street Maintenance I Range 15 to Range 21.
4. The City Clerk shall certify to the passage and adoption of this resolution.
5. This resolution is effective immediately.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of McFarland on February 1, 2024 by the following vote:

	Aye	Nae	Abstain	Absent
Saul Ayon				
Ricardo Cano				
Amador Ayon				
Anita Gonzalez				
María T. Pérez				

CITY OF MCFARLAND

Saul Ayon, Mayor

ATTEST:

Francisca Alvarado, City Clerk

I, _____, City Clerk of the City of McFarland, California, DO HEREBY CERTIFY that the foregoing resolution is a true and accurate copy of the Resolution passed and adopted by the City Council of the City of McFarland on the date and by the vote indicated herein.

Francisca Alvarado, City Clerk



City of McFarland

City Council Meeting

STAFF REPORT

Agenda Item No. 8.
Section: ADMINISTRATIVE
AGENDA
Meeting Date: February 1,
2024

TO: Honorable Mayor and Council Members

FROM: Kenny Williams, City Manager

SUBJECT: Approval of Resolution No. 2024-7 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ELIMINATING THE DEPUTY PUBLIC WORKS DIRECTOR POSITION (WATER/WASTEWATER) AND APPROVING A CONSULTING AGREEMENT WITH WATERWORKFORCE TO PROVIDE CHIEF PLANT OPERATOR AND REGULATORY CONTROL AND OVERSIGHT OF THE CITY'S WASTEWATER AND WATER SYSTEMS.

SUMMARY:

The City operates its own wastewater and water facilities which require oversight by a Chief Plant Operator (CPO). In August of 2022 the city created a Deputy Public Works Director (Water/Wastewater) position to oversee the water and wastewater facilities however the city has been unsuccessful in filling that position

In 2023 the city hired a Public Works Director who possessed the appropriate certifications from the State of California to oversee the City's wastewater and water facilities. In November of 2023 the Public Works Director left the city's employment and the city then contracted with waterworkforce to provide consulting services to oversee the City's wastewater facility.

The city has struggled to hire and retain employees who possess the certification to oversee the City's wastewater and water facilities and currently the city does not employ any staff with the correct certifications to handle the oversight of these facilities.

During the past few months, city staff worked in collaboration with waterworkforce to manage the wastewater facility. Staff would like to now contract with waterworkforce to oversee both the wastewater and water facilities.

During this time, staff recognizes the benefit of having the knowledge, skills, and abilities of waterworkforce on hand to deal with the intricacies of managing, testing, and reporting to the California State Water Resource Control Board (CSWRCB)

The city has multiple grant requests submitted to the CSWRCB to improve the City's wastewater and water systems, and it is imperative the city consistently ensure appropriate monitoring and reporting requirements to the CSWRCB to ensure the viability of the grants.

Waterworkforce possesses the correct certifications to oversee both the wastewater and water facilities and to provide the appropriate reports to the state of California for the operation of these facilities. In addition, Waterworkforce has a solid grasp on these requirements and is

registered with the CSWRCB. Staff believe waterworkforce can help ensure the city is appropriately managing both of these systems as required by the state.

Because the city has been unable to fill the Deputy Public Works Director (Water/Wastewater) position and because the city has contracted for consulting services with waterworkforce to oversee the facilities, staff would like to request the elimination of the Deputy Public Works Director (Water/Wastewater) position.

FINANCIAL IMPACT:

If approved, the City will contract with, waterworkforce for a period of five months, which will be at the end of the 2023/2024 fiscal year. The cost of the contract would be \$27,900- \$57,300 depending on the needs of the city. However, this cost will be offset by the elimination of the Deputy Public Works Director (Water/Wastewater) position.

The cost of the position was funded with a minimum salary of \$74,784. With the elimination of the Deputy Public Works Director (Water/Wastewater) position there will be no impact to the city's budget. The costs for the consulting services will be funded through the costs savings through the elimination of the Deputy Public Works Director position.

RECOMMENDATION:

Staff recommends City Council Approve the elimination of the Deputy Public Works Director (Water/Wastewater) position and approve Resolution 2024-7 a resolution of the city of McFarland approving an agreement with waterworkforce to provide Chief Plant Operator and regulatory control and oversight of the City's wastewater and water systems

ATTACHMENTS:

1. City of McFarland_WaterWorkforce Scope of Work_Fee Schedule_ 01-10-24

RESOLUTION NO. 2024-7

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCFARLAND ELIMINATING THE DEPUTY PUBLIC WORKS DIRECTOR POSITION (WATER/WASTEWATER) AND APPROVING AN AGREEMENT WITH WATERWORKFORCE TO PROVIDE CHIEF PLANT OPERATOR AND REGULATORY CONTROL AND OVERSIGHT OF THE CITY'S WASTEWATER AND WATER SYSTEMS.

WHEREAS, the City Council of the City of McFarland has approved a fiscal year budget for 2023/2024; and

WHEREAS, the City Council recognizes the current budget does not allocate funds to provide for consulting services for a Chief Plant Operator (CPO) for the City's wastewater and water facilities; and

WHEREAS, The City Council recognizes that the elimination of the Deputy Public Works Director (Water/Wastewater) position would fund the consulting services agreement with waterworkforce

WHEREAS, The City Council recognizes the wastewater and water facilities are instrumental in providing appropriate utility services to the community; and

WHEREAS, The City Council recognizes that approving this resolution will provide continuity for the wastewater and water facilities and ensure the city complies with the mandates of the state; and

WHEREAS, The City Council recognizes waterworkforce possess the appropriate certification and, knowledge, skills, and abilities to provide the CPO oversight of the wastewater and water facilities.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of McFarland that it hereby finds and determines as follows:

1. The foregoing recitals are true and correct and incorporated herein as if set forth in full.
2. The Council hereby determines that the City's wastewater and water facilities are a significant part of the City's infrastructure; and
3. The City Council hereby ratifies and approves the contract with waterworkforce in the amount of \$27,900-\$57,300.

4. The City Council acknowledges that the funds for the consulting services will be offset by the elimination of the Deputy Public Works Director (Water/Wastewater) position; and
5. The City Manager is authorized and is therefore directed to take those actions necessary to carry out the oversight of the wastewater and water facilities through the agreement with waterworkforce, for an amount not to exceed \$57,300 without further Council approval; and.
6. The City Clerk shall certify the passage and adoption of this resolution.
7. This resolution is effective immediately.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of McFarland on February 1, 2024 by the following vote:

	Aye	Nae	Abstain	Absent
Saul Ayon				
Ricardo Cano				
Amador Ayon				
Anita Gonzalez				
María T. Pérez				

CITY OF MCFARLAND

Saul Ayon, Mayor

ATTEST:

Francisca Alvarado, City Clerk

I, _____, City Clerk of the City of McFarland, California, DO HEREBY CERTIFY that the foregoing resolution is a true and accurate copy of the Resolution passed and adopted by the City Council of the City of McFarland on the date and by the vote indicated herein.

Francisca Alvarado, City Clerk

Contract Services Quote

DATE: January 10, 2024

CLIENT: City of McFarland
401 W. Kern Ave
McFarland, CA 93250

CONTRACTOR: WATERWORKFORCE Inc.
1618 Couples Court
Upland CA 91784

SUBJECT: Scope of Services and Fee Schedule

1. **Project Name or Description:** CPO (Chief Plant Operator) coverage, regulatory control, emergency staffing, and oversight of operations
2. **Project Location**
McFarland Water and Wastewater Systems
3. **Contact/Project Manager for WaterWorkforce**
Bret Kadel
951-202-6604
bretk@Waterworkforce.com
4. **Duration of Services**
 - a) Start Date: January 2024
 - b) End Date: TBD
5. **Scope of Services:**

CLIENT seeks to obtain the services of WaterWorkforce to provide technical services to operate, maintain, and supply regulatory staff for their water and wastewater FACILITIES. This will include:

 - a) WaterWorkforce shall provide an operator(s), certified by the State Water Resources Control Board (SWRCB), to be the Chief Plant Operator, responsible for the overall operation and regulatory compliance of the water and wastewater systems.
 - b) WaterWorkforce shall oversee all necessary operational and laboratory analyses presently required by the Waste Discharge Requirements (WDR Permit), the monitoring and reporting program issued by the California Regional Water Quality Control Board (RWQCB), and all regulatory and reporting requirements issued by SWRCB.
 - c) WaterWorkforce shall maintain proper laboratory records and submit all required reports to the RWQCB/SWRCB and all other regulatory agencies as applicable. WaterWorkforce shall furnish CLIENT a copy of all reports submitted to the regulatory agency.
 - d) WaterWorkforce shall operate CLIENTS wastewater/water facilities in conformance with all operational requirements of the regulatory agency, so far as is physically possible and practical within the FACILITIES technical, economic, and staffing limitations.
 - e) WaterWorkforce shall furnish a monthly report to CLIENT reflecting the activities of WaterWorkforce under this agreement for the preceding month.

- f) WaterWorkforce will supply additional certified water/wastewater operators as needed with the written permission of CLIENT.
- g) Other Services - WaterWorkforce shall perform additional services requested in writing by CLIENT, provided the services are reasonably related to the purpose of this scope of work and provided additional funds are authorized by CLIENT. Verbal authorization shall be accepted only in the case of emergency and must be followed up within 5 working days with the usual written authorization regarding provision of service and funding at WaterWorkforce current rates.

6. Fee Schedule:

Positions	Regular Rate Per Hour	Overtime Rate Per Hour
Water/Wastewater Apprentice	\$65.00	\$97.50
Water/Wastewater Operator II	\$95.00	\$142.50
Instrumentation Technician	\$125.00	\$187.50
Electrician / Mechanic	\$125.00	\$187.50
Environmental Resource Analyst	\$120.00	NA
Engineer	\$145.00	NA
Director of Operations	\$155.00	NA
Administrative Assistance	\$85.00	NA

6.1 Budget Estimates (1 month):

Staffing	Cost/Price	Hours	Total
Water/Wastewater Operator II	\$95.00	50	\$4,750
Environmental Resource Analyst	\$120.00	8	\$960
CPO Coverage (Water & Wastewater)	Flat Rate	-	\$5,580
Administrative Assistance	\$85.00	2	\$170
Total Staffing Estimate Monthly	-	-	\$11,460