

REGULAR MEETING OF THE MADERA CITY COUNCIL

205 W. 4th Street, Madera, California 93637

NOTICE AND AGENDA

Wednesday, August 19, 2015
6:00 p.m.

Council Chambers
City Hall

CALL TO ORDER

ROLL CALL: Mayor Robert L. Poythress
Mayor Pro Tem William Oliver
Council Member Charles F. Rigby
Council Member Sally J. Bomprezzi
Council Member Andrew J. Medellin
Council Member Donald E. Holley
Council Member Derek O. Robinson Sr.

INVOCATION: Pastor Barry Benard, Westside Church

PLEDGE OF ALLEGIANCE:

PUBLIC COMMENT:

The first fifteen minutes of the meeting are reserved for members of the public to address the Council on items which are within the subject matter jurisdiction of the Council. Speakers shall be limited to three minutes. Speakers will be asked to identify themselves and state the subject of their comment. If the subject is an item on the Agenda, the Mayor has the option of asking the speaker to hold the comment until that item is called. Comments on items listed as a Public Hearing on the Agenda should be held until the hearing is opened. The Council is prohibited by law from taking any action on matters discussed that are not on the Agenda, and no adverse conclusions should be drawn if the Council does not respond to public comment at this time.

A. WORKSHOP

There are no items for this section.

B. CONSENT CALENDAR

B-1 Minutes – There are no minutes for consideration.

B-2 Information Only – Warrant Disbursement Report

- B-3 Consideration of a Resolution Approving a Memorandum of Agreement between the Central Valley Opportunity Center and the City of Madera for Drought Relief Temporary Job Creation, and Authorizing the Mayor to Execute the Memorandum of Agreement on Behalf of the City and Authorizing the City Administrator to Execute Future Workplace Placements of Additional Program Participants (Report by Mark Etheridge)
- B-4 Consideration of a Resolution Approving First Amendment to Agreement with O'Dell Engineering to Modify the Scope of Work for Design Services for Knox Park Rehabilitation, CIP Project No. PK-59; and to Add the Scope of Work for Construction of Inclusive Play Structure at Centennial Park, CIP Project No. PK-61; and Authorizing the Mayor to Execute the Amendment to the Agreement on Behalf of the City (Report by Mark Etheridge)
- B-5 Consideration of a Resolution Authorizing Participation in the State Interagency Intercept Collections Program and Authorizing the Mayor to Execute the Intent to Participate and Any and All Documents Necessary to Facilitate Participation in the Program (Report by Brent Richardson)
- B-6 Consideration of a Resolution Approving Additional Rebates to be Added to the Existing Water Conservation Rebate Program (Report by Dave Randall)

C. HEARINGS, PETITIONS, BIDS, RESOLUTIONS, ORDINANCES, AND AGREEMENT

- C-1 Second Reading and Consideration of Adoption of an Ordinance Rezoning a 2.03 acre Portion of the Riverside Villas Subdivision from the PD-4500 (Planned Development) Zone District to the PD-6000 (Planned Development) Zone District (Report by Chris Boyle)
- C-2 Public Hearing and Consideration of a Resolution of the City Council of the City of Madera to Approve the Amended Map for Riverside Villas of Madera Subdivision No. 06-S-04 (Report by Keith Helmuth)
- C-3 Second Reading and Consideration of Adoption of an Ordinance Amending Title IX of the Madera Municipal Code to Add Chapter 4 to Provide an Expedited Streamlined Permitting Process for Small Residential Rooftop Solar Systems (Report by Steve Woodworth)

D. WRITTEN COMMUNICATIONS

- D-1 Consideration of a Written Request by the Original Madera Kiwanis Club Seeking Council Approval to Cover the Cost of Police and Public Works Fees in Conjunction with the Old Timer's Day Parade (Report by Steve Frazier)

E. ADMINISTRATIVE REPORTS

- E-1 Weekly Water Conservation Reports (Report by Dave Randall)
- E-2 Request for Direction Regarding Public Safety Tax (Report by David Tooley)

F. COUNCIL REPORTS

G. CLOSED SESSION

- G-1 Closed Session Announcement – City Attorney
- G-2 PERSONNEL EVALUATION--Pursuant to Government Code §54957
Position: City Administrator
- G-3 Closed Session Report – City Attorney

ADJOURNMENT – Next regular meeting September 2, 2015

Any writing related to an agenda item for the open session of this meeting distributed to the City Council less than 72 hours before this meeting is available for inspection at the City of Madera Office of the City Clerk, 205 W. 4th Street, Madera, California 93637 during normal business hours.

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Request for additional accommodations for the disabled, signers, assistive listening devices, or translators needed to assist participation in this public meeting should be made at least seventy two (72) hours prior to the meeting. Please call the Human Resources Office at (559) 661-5401. Those who are hearing impaired may call 711 or 1-800-735-2929 for TTY Relay Service.

Para asistencia en Español sobre este aviso, por favor llame al (559) 661-5405.

I, Sonia Alvarez, City Clerk for the City of Madera, declare under penalty of perjury that I posted the above agenda for the regular meeting of the Madera City Council for August 19, 2015, near the front entrances of City Hall at 3:00 p.m. on August 14, 2015.



Sonia Alvarez, City Clerk

Agenda: August 19, 2015

Item: B-1

**There are no Minutes for
consideration.**

City of Madera

Council Meeting Of	<u>August 19, 2015</u>
Agenda Item No.	<u>B-2</u>

Memorandum To: The Honorable Mayor,
City Council and City Administrator

From: Office of the Director of Finance

Subject: Listing of Warrants Issued

Date: 8/19/15

Attached, for your information, is the register of the warrants for the City of Madera covering obligations paid during the period of:

July 24, 2015 to August 6, 2015

Each demand has been audited and I hereby certify to their accuracy and that there were sufficient funds for their payment.

General Warrant:	200558-200755	\$ 2,357,531.86
Wire Transfer	Union Bank Payroll and Taxes	\$ 696,609.51
Wire Transfer	SDI	\$ 1,478.03
Wire Transfer	Cal Pers	\$ 213,418.01

Respectfully submitted,



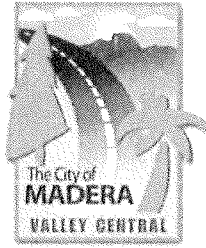
Tim Przybyla
Financial Services Director

CITY OF MADERA
REGISTER OF AUDITED DEMANDS FOR BANK #1-UNION BANK GENERAL ACCOUNT
August 10, 2015

CHECK	PAY DATE	ISSUED TO	DESCRIPTION	AMOUNT
200558	7/30/2015	AMERICAN MOBILE SHREDDING	SHREDDING SVS	280.00
200559	7/30/2015	THE ARC FRESNO	USED OIL SERVICE MAY 2015	1,898.53
200560	7/30/2015	BUGGY SHOWER CAR WASH	JUNE CAR WASHES	206.50
200561	7/30/2015	CALIFORNIA DEPARTMENT OF JUSTICE	BLOOD ALCOHOL ANALYSIS	833.00
200562	7/30/2015	DIVISION OF THE STATE ARCHITECT	4TH QTR 2014/2015 SB 1186 FEES	50.10
200563	7/30/2015	MADERA TROPHY	PLAQUE	154.60
200564	7/30/2015	CBINNNOVIS, INC	ACCESS FEE	16.00
200565	7/30/2015	COMMUNITY ACTION PRTRNSHP OF MADERA CO	REIMB FY 14/15 3RD QTR EXPENSES	40.95
200566	7/30/2015	DAWSON-MAULDIN CONSTRUCTION, INC	ST 11-04 PROGRESS PAYMENT #2	133,550.05
200567	7/30/2015	GOLDEN STATE OVERNIGHT	OVERNIGHT SHIPPING	135.01
200568	7/30/2015	HALL, SONIA	GRANT ADMIN SVS JUNE 24- JUNE 30	1,375.00
200569	7/30/2015	JOHN DEERE LANDSCAPES, LLC	PRESSURE NOZZ	2,604.29
200570	7/30/2015	LARS ANDERSEN & ASSOCIATES, INC.	PK-08 ENGINEERING SVS	10,219.30
200571	7/30/2015	LANGUAGE LINE SERVICES, INC.	INTERPRETATION SVS	451.56
200572	7/30/2015	LIEBERT CASSIDY WHITMORE	LEGAL FEES	1,503.50
200573	7/30/2015	MADERA COUNTY AUDITOR	ANIMAL SHELTERING SVS FY 14/15 JUNE	12,500.00
200574	7/30/2015	MADERA COUNTY E D C	REIMB FOR 4TH QTR SALARIES/EXPENSES	1,228.44
200575	7/30/2015	MADERA HONDA SUZUKI	FIX BATTERY WIRES	21.25
200576	7/30/2015	MADERA REDEVELOPMENT AGENCY	REIMBURSEMENT OF NSP3 PROJECT FUNDS	10,540.07
200577	7/30/2015	METTLER TOLEDO, INC.	PROCESS CONTROL	2,667.60
200578	7/30/2015	NATIONAL DATA & SURVERYING SERVICES	TRAFFIC COUNTS	2,620.00
200579	7/30/2015	NICK'S TOWING	TOWING SVS	200.00
200580	7/30/2015	MCDONALD ASPHALT CONSTRUCTION	DEPOSIT REFUND ACCT TERMED 4/29/15	1,428.60
200581	7/30/2015	PETTY CASH - POLICE DEPT.	PETTY CASH REIMBURSEMENT	679.48
200582	7/30/2015	RON'S TOWING & ROAD SERVICE	TIRE CHANGE	120.00
200583	7/30/2015	SPARKLETT'S	LAB & DRINKING WATER	130.36
200584	7/30/2015	SUNBELT RENTALS, INC	EQUIPMENT RENTAL	823.48
200585	7/30/2015	TRANSUNION RISK & ALTERNATIVE DATA SOL.	DATABASE ACCESS JUNE 2015	110.75
200586	7/30/2015	TUBE CREATIONS, LLC	ADAPTER	1,103.00
200587	7/30/2015	UNITED RENTALS, INC	LIGHT TOWERS FOR JULY 4TH	541.53
200588	7/30/2015	WILDLIFE CONTROL TECHNOLOGY, INC.	JUNE 2015 RODENT CONTROL SVS	1,035.00
200589	7/30/2015	ZEE MEDICAL SERVICE CO.	SUPPLIES	65.92
200590	7/30/2015	AT&T	07/15 PRIVATE LINE SVS	367.41
200591	7/30/2015	D&R DOOR SERVICE INC.	DOOR REPAIR	795.60
200592	7/30/2015	BLUE SHIELD OF CALIFORNIA	CITY PAID BLUE SHIELD AUGUST 2015	239,850.69
200593	7/30/2015	BSN SPORTS	ADULT SOFTBALLS	304.60
200594	7/30/2015	CALIFORNIA POLICE CHIEFS ASSOC	2015/2016ANNUAL CPCA MEMBERSHIP DUES	1,470.00
200595	7/30/2015	CENTRAL VALLEY PRESORT	07/15 AR STATEMENTS	125.60
200596	7/30/2015	COLONIAL LIFE & ACCIDENT INSURANCE CO	E700482-3 FOR 07/31/2015 PAYROLL	1,000.67
200597	7/30/2015	COMCAST	07/15 SVS 8155500320092096	126.90
200598	7/30/2015	COMMUNITY MEDICAL CENTER	06/15 LEGAL BLOOD DRAW	175.00
200599	7/30/2015	CONCENTRA MEDICAL CENTERS	PRE-EMPLOYMENT PHYSICALS	1,218.00
200600	7/30/2015	ADMINISTRATIVE SOLUTIONS INC.	MONTHLY ADMIN FEE AUGUST 2015	66,059.20
200601	7/30/2015	NEWTON LARRY AND GERBI MATTHEW	Utility Billing Deposit Refund	63.09
200602	7/30/2015	CHANDLER ELLEN DAVID	Utility Billing Deposit Refund	22.83
200603	7/30/2015	RUNDLE WILLIAM AND LARRY	Utility Billing Deposit Refund	9.72
200604	7/30/2015	FERNANDEZ ELSIE R AND THERESA ARREDONDO	Utility Billing Deposit Refund	32.69
200605	7/30/2015	PARKER CHARLES R OR CITY OF MADERA AND DEBORAH	Utility Billing Credit Refund	91.35
200606	7/30/2015	MORALES JOLENE AND IBARRA DIANE	Utility Billing Deposit Refund	11.64
200607	7/30/2015	REIMER VIRGIL	Utility Billing Credit Refund	120.88
200608	7/30/2015	BALDRIDGE MARY E	Utility Billing Credit Refund	163.56
200609	7/30/2015	SCHLUMBOHM KAREN D C/O MADERA MANAGEEMNT CO INC	Utility Billing Deposit Refund	40.61
200610	7/30/2015	YBARRA GUADALUPE M OR CITY OF MADERA	Utility Billing Credit Refund	221.49
200611	7/30/2015	NEWTON PROPERTY MANAGEMENT MIIKE MALDONADO	Utility Billing Deposit Refund	16.30
200612	7/30/2015	MARTINEZ FREDRICK AND ALICIA	Utility Billing Credit Refund	84.62
200613	7/30/2015	KONG KOON AND DENNY KONG	Utility Billing Credit Refund	176.14
200614	7/30/2015	SALGADO ROXANE	Utility Billing Credit Refund	27.26
200615	7/30/2015	MACIEL ANGELINA	Utility Billing Deposit Refund	5.76
200616	7/30/2015	SALAS MARY AND THOMAS	Utility Billing Credit Refund	18.09
200617	7/30/2015	RODRIGUEZ DELFINO OR CITY OF MADERA	Utility Billing Credit Refund	150.46
200618	7/30/2015	FRIAS JUAN OR CITY OF MADERA	Utility Billing Credit Refund	133.11
200619	7/30/2015	CITY OF MADERA NSP3	Utility Billing Deposit Refund	23.29
200620	7/30/2015	MORENO JOSE AND ALICIA PULIDO	Utility Billing Deposit Refund	10.29
200621	7/30/2015	SALAZAR ALEXANDER	Utility Billing Credit Refund	140.54

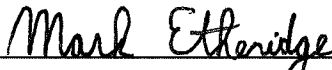
200622	7/30/2015	FRANCO SERGIO OR CITY OF MADERA	Utility Billing Credit Refund	58.92
200623	7/30/2015	PARICHAN BROOKE	Utility Billing Credit Refund	163.75
200624	7/30/2015	ECN POLYGRAPH AND INVESTIGATIONS	POLYGRAPHS	1,350.00
200625	7/30/2015	JAKUSZ PROPERTY MAINTENANCE	JULY 2015 MONTHLY MAINTENANCE	12,284.00
200626	7/30/2015	GOLDEN STATE WOODWORKING INC.	KITCHEN CABINET WORK AT MADER FD ST #7	420.00
200627	7/30/2015	HALL, SONIA	GRANT ADMIN SVS JULY 1- JULY 17	2,750.00
200628	7/30/2015	J'S COMMUNICATIONS	QTRLY SVS AGREEMENT JULY- SEP 2015	4,707.00
200629	7/30/2015	JRD MOBILE SMOKE TESTING	SMOKE TEST TRUCK	315.00
200630	7/30/2015	LAW & ASSOCIATES	EMPLOYMNET BACKGROUND CHECK	2,400.00
200631	7/30/2015	LEHR AUTO ELECTRIC	MIC CLIP	39.55
200632	7/30/2015	LINCOLN FINANCIAL	LIFE & LTD INSURANCE FOR AUG 2015	10,015.82
200633	7/30/2015	MADERA COUNTY	NSP3 JULY UTILITIES 27322 PERKINS RD	75.00
200634	7/30/2015	MADERA COUNTY	NSP3 JULY UTILITIES 27152 SDAN JOSE AVE	35.00
200635	7/30/2015	MADERA COUNTY	NSP3 JULY UTILITIES 27152 SAN BRUNO AVE	35.00
200636	7/30/2015	MADERA COUNTY DEPT.OF WEIGHTS & MEASURES	REGISTRATION FEE FY 15/16	121.10
200637	7/30/2015	MADERA COUNTY PLANNING	REMIT PROCEEDS FRM SALE OF 999 SAN BRUNO	360,610.18
200638	7/30/2015	MADERA HONDA SUZUKI	BIKE SERVICE	2,030.33
200639	7/30/2015	MADERA PRIVATE SECURITY PATROL	SECURITY SVS	150.26
200640	7/30/2015	MADERA RADIO DISPATCH, INC.	TOWER RENT	200.00
200641	7/30/2015	MADERA TRIBUNE	PUBLISH URGENCY ORD 923 CS	364.50
200642	7/30/2015	MADERA UNIFIED SCHOOL DISTRICT	FACILITY USE	60.00
200643	7/30/2015	NATIONAL DATA & SURVERYING SERVICES	TRAFFIC COUNTS LAKE ST WIDENING	3,650.00
200644	7/30/2015	N.P.C.-ORCHARD TRUST COMPANY	PLAN #340227-01 FOR 07/31/15 PAYROLL	5,647.42
200645	7/30/2015	N.P.C.-ORCHARD TRUST COMPANY	PLAN #340227-02 FOR 07/31/2015 PAYROLL	2,780.66
200646	7/30/2015	P G AND E	07/15 SVS 1619119913-8	114.67
200647	7/30/2015	SPARTAN HOLDINGS, LLC	PAYMENT TO SETTLEMENT MSC008456	2,400.00
200648	7/30/2015	SYLVANIA LIGHTING SERVICES	OVERPAYMENT ON LICENSE FEE	160.00
200649	7/30/2015	PECK'S PRINTERY	BUSINESS CARDS	101.52
200650	7/30/2015	MOLINA, HUMBERTO	PER DIEM FUNDAMENTALS OF MOTORS	290.48
200651	7/30/2015	Principal Life Insurance Company	JULY AND AUGUST 2015 DENTAL BILL	31,538.38
200652	7/30/2015	CENTER FOR EDUCATION & EMPLOYMENT LAW	1 YEAR SUBSCRIPTION	124.95
200653	7/30/2015	PURL'S SHEET METAL & AIR CONDITIONING	NSP3 DIAGNOSTIC/REPLACEMENT SVS	324.50
200654	7/30/2015	REGENCE BLUECROSSS BLUESHIELD OF UTAH	CITY PD RETIREE MED BILL AUGUST CHUMLEY	296.70
200655	7/30/2015	SJVAPCD	ANNUAL PERMIT	479.00
200656	7/30/2015	SJVAPCD	ANNUAL PERMIT	240.00
200657	7/30/2015	SJVAPCD	ANNUAL PERMIT	240.00
200658	7/30/2015	SJVAPCD	ANNUAL PERMIT	240.00
200659	7/30/2015	SJVAPCD	ANNUAL PERMIT	117.00
200660	7/30/2015	SJVAPCD	ANNUAL AIR PERMIT	1,947.00
200661	7/30/2015	SJVAPCD	AIR ANNUAL PERMIT	80.00
200662	7/30/2015	SJVAPCD	AIR ANNUAL PERMIT	80.00
200663	7/30/2015	SPARKLETTS	LAB & DRINKING WATER	110.30
200664	7/30/2015	Superior Vision Inc	SUPERIOR VISION AUG 2015	2,252.67
200665	7/30/2015	UNDERGROUND SERVICE ALERT	ANNUAL RENEWAL	1,059.24
200666	7/30/2015	VANTAGEPOINT TRANSFER AGENTS-457	PLAN #302351 CONTRIBS FOR 07/31/15 PR	19,859.94
200667	7/30/2015	VERIZON WIRELESS	COUNCIL IPAD DATA PLAN JUN 11- JUL 10	304.08
200668	8/6/2015	AT&T	06/15 SVS 5596641958648	461.11
200669	8/6/2015	ARAMARK UNIFORM SERVICES	06/15 UNIFORM SERVICES	2,513.05
200670	8/6/2015	BSK ASSOCIATES	WATER SAMPLES	150.00
200671	8/6/2015	BANK OF THE WEST	IN CAR CAMERA	8,713.46
200672	8/6/2015	BEST TOURS AND TRAVEL	THUNDER VALLEY SENIOR TRIP	1,267.00
200673	8/6/2015	TOWNE PLANNING & ENVIRONMENTAL	ENGINEERING SVS	4,588.37
200674	8/6/2015	CALIFORNIA CLIMATE CONTROL, INC.	HVAC MAINTENANCE	259.46
200675	8/6/2015	CALIFORNIA DEPARTMENT OF JUSTICE	FINGERPRINTING APPS	711.00
200676	8/6/2015	CALIFORNIA DEPARTMENT OF TRANSPORTATION	SIGNALS & LIGHTING BILLING 04/15- 06/15	8,827.98
200677	8/6/2015	CALIFORNIA DISTRICT ATTORNEY'S ASSOC	ASSET FORFEITURE ACCT 601000	9,844.62
200678	8/6/2015	CALIFORNIA DISTRICT ATTORNEY'S ASSOC	ASSET FORFEITURE	984.45
200679	8/6/2015	MADERA TROPHY	ADULT SPORTS TROPHIES	487.08
200680	8/6/2015	CONCENTRA MEDICAL CENTERS	PRE-EMPLOYMENT PHYSICALS	1,286.50
200681	8/6/2015	CROP PRODUCTION SERVICES	PESTICIDE	459.00
200682	8/6/2015	DEPARTMENT OF FORESTRY AND FIRE	4TH QTR ACTUAL BILLING FY 14/15	714,609.66
200683	8/6/2015	ENTENMANN-ROVIN CO	BADGE	98.18
200684	8/6/2015	JOHNSON PLUMBING, INC.	INF PUMP STATION REPAIRS	20,475.00
200685	8/6/2015	LIEBERT CASSIDY WHITMORE	LEGAL FEES	6,342.30
200686	8/6/2015	MADERA COALITION FOR COMM JUSTICE	REIMB FOR 4TH QTR 14/15 CDBG FUNDED CAP	1,189.00
200687	8/6/2015	MADERA COUNTY	50% AMTRAK STATION COSTS	400.20
200688	8/6/2015	MADERA COUNTY DISTRICT ATTORNEY	ASSET FORFEITURE KEY 03510 ACCT 673903	915.39
200689	8/6/2015	MADERA DOWNTOWN ASSOC.	FY 14/15 4TH QTR	6,450.66
200690	8/6/2015	MADERA COUNTY WORKFORCE CORPORATION	CDBG FUNDED 14/15 CDP 4TH QTR EXPS	1,917.81

200691	8/6/2015	MADERA PRIVATE SECURITY PATROL	SECURITY SERVICES	3,108.66
200692	8/6/2015	MADERA REDEVELOPMENT AGENCY	MISC EXPS FY 2015	22,003.97
200693	8/6/2015	MADERA TRIBUNE	POSITION OPENING AD	120.24
200694	8/6/2015	MADERA UNIFORM & ACCESSORIES	SUPPLIES	163.73
200695	8/6/2015	MENDOZA, CLAUDIA	MILEAGE REIMBURSEMENT 07/01/15- 06/30/15	48.50
200696	8/6/2015	PACIFIC GAS & ELECTRIC	06/15 SVS 9920095153-3	60,108.60
200697	8/6/2015	P G AND E	05/15-06/15 SVS 5758288088	365.26
200698	8/6/2015	PETTY CASH - FINANCE DEPT.	PETTY CASH REIMBURSEMENT	93.00
200699	8/6/2015	PETTY CASH - NEIGHBORHOOD REVITALIZATION	PETTY CASH REIMBURSEMENT	456.51
200700	8/6/2015	ROSS RECREATION EQUIP CO., INC.	BEVERAGE RECYCLING PARTS	15,352.80
200701	8/6/2015	STATE OF CALIFORNIA	ASSET FORFEITURE ACCT 601000	23,627.08
200702	8/6/2015	AT&T	PD PRIVATE LINE SVS 07/19- 08/18	367.41
200703	8/6/2015	ANDY'S SPORTS AND DESIGN	ADULT SHIRTS	3,052.29
200704	8/6/2015	BSK ASSOCIATES	PERMIT COMPLIANCE	2,443.50
200705	8/6/2015	BUSHONG, JASON	MILEAGE REIMB 7/11, 7/18, 7/21	47.70
200706	8/6/2015	CDW GOVERNMENT, INC	DISK DRIVE REPLACEMENT	546.13
200707	8/6/2015	CALIFORNIA PARK & RECREATION SOCIETY,INC	CPRS ANNUAL MEMBERSHIP FEE	480.00
200708	8/6/2015	MADERA TROPHY	JULY 4TH PRIZES	143.00
200709	8/6/2015	CENTRAL VALLEY PRESORT	POSTAGE FOR BL	1,486.39
200710	8/6/2015	COMCAST	08/15 SVS 8155500320322006	83.94
200711	8/6/2015	COMCAST	CITY INTERNET CONNECTION 07/15- 08/14/15	1,520.00
200712	8/6/2015	DIAMOND COMMUNICATIONS	AUGUST TELEPHONE ANSWERING SVS	115.00
200713	8/6/2015	BATTY MERI	Utility Billing Deposit Refund	12.93
200714	8/6/2015	CLANCY L E	Utility Billing Deposit Refund	31.52
200715	8/6/2015	CLANCY DANA M	Utility Billing Deposit Refund	7.78
200716	8/6/2015	MC BRIDE VALISHA	Utility Billing Credit Refund	146.01
200717	8/6/2015	HUDDLESTON DAVID	Utility Billing Credit Refund	220.89
200718	8/6/2015	GONZALEZ SAUL E	Utility Billing Deposit Refund	10.51
200719	8/6/2015	VALLADARES IRIS	Utility Billing Credit Refund	19.02
200720	8/6/2015	RODRIGUEZ ARACELI M	Utility Billing Credit Refund	167.41
200721	8/6/2015	KNUDSEN TANYA	Utility Billing Deposit Refund	6.92
200722	8/6/2015	SHINEN JACOB	Utility Billing Credit Refund	136.18
200723	8/6/2015	SANCHEZ DANNY	Utility Billing Credit Refund	76.95
200724	8/6/2015	NAVIA JUAN OR CITY OF MADERA	Utility Billing Credit Refund	150.41
200725	8/6/2015	BARRIGA GLORIA OR CITY OF MADERA	Utility Billing Credit Refund	150.41
200726	8/6/2015	KOPSHEVER JIM OR CITY OF MADERA	Utility Billing Credit Refund	150.35
200727	8/6/2015	SAVAL EMILY	Utility Billing Credit Refund	149.00
200728	8/6/2015	AFB FUTURE INVESTMENT LLC	Utility Billing Credit Refund	183.93
200729	8/6/2015	ESPINOZA SEWER SERVICE	TOILET SERVICE	50.00
200730	8/6/2015	FIRE SAFETY SOLUTIONS, LLC	FIRE ENG PROTECTION SVS 07/16- 07/31/15	8,268.75
200731	8/6/2015	FORENSIC NURSE SPECIALISTS, INC.	ASSAULT EXAMINATION	900.00
200732	8/6/2015	HALL, SONIA	GRANT ADMINISTRATOR SVS 07/18- 07/30/15	2,750.00
200733	8/6/2015	LA RUE COMMUNICATIONS	FLASH MEMORY	121.80
200734	8/6/2015	LEE'S CONCRETE	CONCRETE	190.35
200735	8/6/2015	LEXISNEXIS	JULY CHARGES	274.00
200736	8/6/2015	MADERA COUNTY AUDITOR	ANIMAL SHELTERING SVS FY15/16 JULY 2015	14,583.50
200737	8/6/2015	AL VASQUEZ CONSTRUCTION	EMERGENCY ABATEMENT CLEANUP	2,200.00
200738	8/6/2015	MADERA RADIO DISPATCH, INC.	TOWER RENT	200.00
200739	8/6/2015	MADERA TRIBUNE	PUBLISH ORD 925 C.S. ADOPTED 7/15/15	540.00
200740	8/6/2015	MADERA UNIFIED SCHOOL DISTRICT	FACILITY USE	132.64
200741	8/6/2015	MADERA YOUTH SOCCER LEAGUE	SOCCER OFFICIALS	900.00
200742	8/6/2015	WILLDAN FINANCIAL SERVICES	ANNUAL DISTRICT ADMIN SVS AUGUST 2015	814.84
200743	8/6/2015	PACIFIC GAS & ELECTRIC	07/15 SVS 3533032414-2	166,600.32
200744	8/6/2015	P G AND E	07/15 SVS 3819620697-3	3,097.91
200745	8/6/2015	CHAMPION YOUTH OUTREACH	CREDIT REFUND	371.88
200746	8/6/2015	CALIFORNIA UNITED HOMECARE WORKERS	CREDIT REFUND	200.00
200747	8/6/2015	STRETCH, MELANIE	CLASS CANCELLATION	40.00
200748	8/6/2015	TESEI PETROLEUM, INC.	FUEL	1,274.34
200749	8/6/2015	TESEI PETROLEUM INC.	FUEL CHARGES 07/11/15- 07/20/15	12,944.06
200750	8/6/2015	THYSSENKRUPP ELEVATOR CORPORATION	YOUTH CENTER ELEVATOR SERVICE	234.36
200751	8/6/2015	TRANSUNION RISK & ALTERNATIVE DATA SOL.	DATABASE ACCESS JULY 2015	115.75
200752	8/6/2015	VILLA GARDENING SERVICE INC	JULY GARDENING SVS	570.00
200753	8/6/2015	WONDRIES FLEET GROUP	HONDA CIVIC MISC/LICENSE FEE	875.00
200754	8/6/2015	ZEE MEDICAL SERVICE CO.	SUPPLIES	79.59
200755	8/6/2015	AVISON CONSTRUCTION, INC	ST 14-05 PROGRESS PMT #7	234,082.38
Bank # 1 - Union Bank General Account Total				2,357,531.86

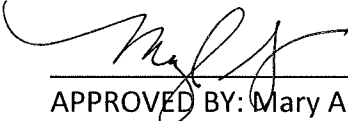


REPORT TO CITY COUNCIL

COUNCIL MEETING OF August 19, 2015
AGENDA ITEM NUMBER B-3



BY: Mark Etheridge, Business Manager
Parks and Community Services


APPROVED BY: Mary Anne Seay, Director
Parks and Community Services


APPROVED BY: David Tooley, City Administrator

SUBJECT: CONSIDERATION OF A RESOLUTION APPROVING A MEMORANDUM OF AGREEMENT BETWEEN THE CENTRAL VALLEY OPPORTUNITY CENTER AND THE CITY OF MADERA FOR DROUGHT RELIEF TEMPORARY JOB CREATION, AND AUTHORIZING THE MAYOR TO EXECUTE THE MEMORANDUM OF AGREEMENT ON BEHALF OF THE CITY AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE FUTURE WORKPLACE PLACEMENTS OF ADDITIONAL PROGRAM PARTICIPANTS

RECOMMENDATION:

Staff recommends Council approve a Memorandum of Agreement with the Central Valley Opportunity Center (CVOC) to provide drought relief temporary job creation. Staff further recommends Council authorize the Mayor to execute the Memorandum of Agreement on behalf of the City and the City Administrator execute documents related to placement of future program participants.

SUMMARY AND DISCUSSION:

On July 20, 2015, the U.S. Department of Labor released \$3 million to California to fund National Dislocated Worker Grants (NDWG) providing temporary jobs for workers made jobless by the ongoing statewide drought. The grants will focus on the areas facing the most severe impacts in California including Madera County and the City of Madera. The program will also support youth in drought-impacted households as well as the long-term unemployed. The program is operated locally by the Central Valley Opportunity Center, Inc., a non-profit 501(c)(3) employment training and service provider serving the California counties of Merced, Madera and Stanislaus. CVOC is using La Cooperativa Campesina De California as the program administrator who will actually employ the workers funded through the grants.

Public and nonprofit agencies may benefit from the NDWG by placing workers in temporary positions related to drought mitigation, fire fuel removal, facilities maintenance and other public services. CVOC has presented the City with an agreement that if executed will allow the placement of NDWG clients in temporary positions within the Parks and Community Services (PCS) Department initially, with expansion into other City Departments later if the Agreement shows promise. The workers (paid by the program) are allowed to earn up to \$14,000 or work a maximum of 1,040 hours. The City typically pays a starting Seasonal and Regular Part-Time Parks Worker \$9.00 per hour. PCS is planning to use up to six workers immediately to perform routine maintenance and drought mitigation work in the Landscape Assessment Zones. Should the arrangement work well for the City, more workers may be brought on or the program may be expanded into other maintenance duties upon the authorization of the City Administrator.

The proposed CVOC Memorandum of Agreement would provide the following benefits to the City:

- 1) A temporary semi-skilled workforce (an individual worker may only work 1,040 hours but he or she can be replaced with another worker after the time limit).
- 2) Payment of background check, fingerprinting, physical and drug screening for the individual workers.
- 3) Payment of the participants' workers compensation, accident and medical insurance.
- 4) A method of performing drought mitigation work not currently possible.
- 5) Provision of safety equipment to the program workers.
- 6) Reduction of unemployment in the community.

The Agreement requires the following of the City:

- 1) Training of the participants in their specific job duties.
- 2) Provision of temporary job experience that has an element of drought mitigation.
- 3) Maintenance of normal liability and automobile insurance.
- 4) A safe work environment.
- 5) Assignment of a supervisor to manage the work of the participants.
- 6) CVOC monitoring of the program including site visits.
- 7) Timely and accurate submission of time sheets and evaluations.

The City is allowed a pre-assignment interview of each potential participant and is not required to accept any individual candidate for the program. A candidate may be terminated from participation in the program under the request of the City Worksite Supervisor.

FINANCIAL IMPACT:

General Fund relief may be a beneficial by-product of the work of the CVOC participants; the costs of training and management of the workers will be compensated through the value of their labor to the City

CONSISTENCY WITH THE VISION MADERA 2025 PLAN:

- Strategy 215 - Ensure educational and occupational opportunities are available for all Maderans.
- Strategy 126.2 - Analyze best practices for street and median island beautification program.
- Strategy 126.2 - Develop financing plans for development and maintenance of expanded Median island landscape programs.
- Strategy 113 - Promote greater accessibility to City facilities and services to meet the needs of various cultural, socio-economic and disabled groups.
- Strategy 331 - Workforce Capacity: Expand and diversify business opportunities within Madera to provide workforce capacity.

RESOLUTION NO. 15 - _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING A MEMORANDUM OF AGREEMENT BETWEEN THE CENTRAL VALLEY OPPORTUNITY CENTER AND THE CITY OF MADERA FOR DROUGHT RELIEF TEMPORARY JOB CREATION, AND AUTHORIZING THE MAYOR TO EXECUTE THE MEMORANDUM OF AGREEMENT ON BEHALF OF THE CITY AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE FUTURE WORKPLACE PLACEMENTS OF ADDITIONAL PROGRAM PARTICIPANTS

WHEREAS, the City of Madera has need of temporary workers to perform drought mitigation and other landscape maintenance work; and

WHEREAS, Central Valley Opportunity Center (CVOC) is the Program Operator for the Temporary Jobs Program for Drought Impacted Workers which places workers displaced by the drought in public and non-profit agencies; and

WHEREAS, CVOC is requesting the City enter into a Memorandum of Agreement for placing their clients in temporary employment at City sites; and

WHEREAS, said Memorandum of Agreement is in the best interests of the program clients, CVOC and the City.

NOW THEREFORE, THE COUNCIL OF THE CITY OF MADERA does hereby resolve, find and order as follows:

1. The above recitals are true and correct.
2. The Memorandum of Agreement between CVOC and the City of Madera, which is on file in the office of the City Clerk and is referred to for more particulars, is approved.
3. The Mayor is authorized to execute the Memorandum of Agreement with CVOC on behalf of the City of Madera.

4. The City Administrator is authorized to execute documents related to placement of future program participants on behalf of the City of Madera.
5. This resolution is effective immediately upon adoption.

* * * * *



Central Valley Opportunity Center
6838 Bridget Court, P.O. Box 1389
Winton, CA 95388
(209) 357-0062

TEMPORARY JOB CREATION MEMORANDUM OF AGREEMENT

Activity performing: (check all that apply):

- Drought Mitigation Fire Fuel Removal Facilities Maintenance
 Other Public Services

La Cooperativa Campesina De California in Sacramento, California is the administrator of **Temporary Jobs Program for Drought Impacted Workers** to provide temporary employment to agricultural workers who were impacted by the drought, and to those workers who are long term unemployed. **Central Valley Opportunity Center is the Program Operator**. This funding is for the purpose of providing financial relief to the drought victims and long term unemployed to assist them and their families recover from the disaster. All participants will be considered to be employees of La Cooperative.

I Agreement

This agreement is entered into this 19th day of August, 2015 between

City of Madera

(Name of Temporary Worksite Entity)

hereinafter called the **Temporary Worksite** and **Central Valley Opportunity Center**, hereinafter called **CVOC**, for the purpose of providing temporary job creation for unemployed, underemployed and disadvantaged men and women qualifying under the Temporary Jobs Program for Drought Impacted Workers.

The term of this agreement shall be 08/19/2015 through 08/18/2016.

1. The Temporary Worksite will provide training for the participants placed with their agency in the job category/ies listed in **III. Position Information, A. Job Description/s**.

2. Name and address of Worksite/s: 205 West 4th Street, Madera, CA 93637

3. Name and title of immediate supervisor: Hector Sanchez/Parks Supervisor

4. The Temporary Worksite will provide the Participant/s with temporary job creation experience at its facilities in accordance with the job description submitted as part of this agreement.

5. The placement of the Participant/s shall be a joint agreement with CVOC and the Temporary Worksite. The determination shall be based on the Participant's desire for a temporary job identified by CVOC and the Temporary Worksite's acceptance of the Participant after pre-assignment interview.

6. The Temporary Worksite is: (check one):
- A public or private 501 (c)3 nonprofit corporation
 - Governmental entity (city, county, state, federal)
 - Public School or College
 - Other Public Agency: _____

No participant may be sent to private, for profit worksites and work assignments must not be for private gain. Participants may not be used for religious work or promotion, however, assignments may be made to such human relief organizations as the Salvation army, the Red Cross or local flood relief agencies so long as they qualified under IRS Code section 501 (c)3.

7. While La Cooperativa Campesina De California will be responsible for all payroll, workers compensation, accident and medical insurance, the Temporary Worksite will maintain normal liability and automobile insurance and will be considered responsible for normal safety considerations of the participant.

8. The Participant/s hired under this agreement shall be subject to the supervisory control of the Temporary Worksite.

9. The Participant/s who cannot comply with stipulated rules and regulations, or does not adhere to the supervision, will upon the recommendation of the Temporary Worksite supervisor to CVOC representative, be terminated from

further training at the facility.

10. The Temporary Worksite agrees to allow CVOC and/or the funding agency/s representative/s on site visits to for the purposes of monitoring or to resolve issues with the participant/s. CVOC agrees to maintain a close liaison with the Temporary Worksite supervisor. The Temporary Worksite agrees to provide CVOC with evaluations of the participant's performance and meet with assigned CVOC staff.
11. If either CVOC or the Temporary Worksite wish to terminate an assignment early, for any reason, parties must be notified in writing of the date of termination of the is agreement.
12. The Temporary Worksite will comply with CVOC's requests for timely and accurate submission of time sheets and trainee evaluations.
13. CVOC may use several successive participants to fill a long term request at the Temporary Worksite.
14. Work projects given to participants could do specific drought impact mitigation work along with other work consistent with the core mission of the host agency.
15. The participant's wages during the entire agreement period shall not exceed \$14,000.00 . Participants are limited to 6 months or 1,040 hours which ever occurs first. The entry level hourly wage to be paid is based on the entry level, or Trainee level wage of the Worksite based on the Worksite position/s Description.
16. CVOC will provide participants with supportive counseling and job placement assistance designed to meet the needs of the participant and to develop employment opportunities for the participant.
17. CVOC will provide safety equipment if a requirement of the position and must be listed in **III. Position Information, D. Safety Equipment Needed.**

II. Signatures and Contact Information

For Central Valley Opportunity Center

(Signature)

(Typed Name)

Date

For Temporary Worksite Entity

(Signature)

Robert L. Poythress

(Typed Name)

Date

Please enter contact information below:

For CVOC:

CVOC Staff Name

Phone Number/s

Email address

For Temporary Worksite Entity:

Hector Sanchez

(Worksite Staff Name)

(559) 661-5485

Phone Number/s

hsanchez@cityofmadera.com

Email address

Enter mailing address if different from location address:

John W. Wells Youth Center, 701 East 5th

Street, Madera, CA 93638

III. Position Information

A. Job Description/s:

Enter Job Title: Parks Seasonal Part Time and Salary: \$9.00/Hour and

Attach a Job Description or if none is available – Provide Job Description below:

Under general supervision, performs routine and less complex, semi-skilled tasks and duties including maintenance and repair of parks, landscaped areas, street medians and related facilities; learns policies, procedures and work methods associated with assigned duties; performs other related duties as required. Performs work in the construction, maintenance and repair of parks, recreation fields, landscaped areas, medians and related facilities; prepares soil for planting; applies fertilizers; cleans areas, trims trees and shrubs, rakes leaves and picks up litter; performs heavy physical labor. Assists in the installation, maintenance, repair and modification for reduced water consumption of landscape and irrigation systems. Digs irrigation ditches; assists in landscape construction projects for drought tolerant planting retrofit. Must pass drug screen and fingerprinting.

B. Specific Training (Enter Specific Training to be provided including all safety training.)

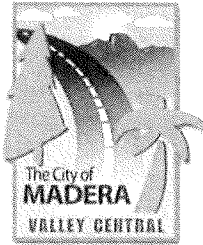
1. Training in tools, techniques and materials associated with job duties.
2. General safety orientation.
3. Back injury prevention.
4. Proper use of Personal Protective Equipment (PPE).
5. Hazardous materials orientation (pesticides, herbicides, other chemicals).
- 6.
- 7.
- 8.
- 9.
- 10.

C. Skills/Requirements for Position (Enter any specific skills required)

1. Able to perform work in an outdoor environment and in inclement weather.
2. Ability to lift, carry and push tools, equipment and supplies weighing 25 pounds or more.
3. Ability to sit, stand, walk on level and slippery surfaces, reach, twist, turn, kneel, bend, stoop, squat and crouch.
4. Ability to grasp and make repetitive hand movements.
5. Ability to see both near and far (with corrective lenses if needed).

D. Safety Equipment Needed (List any safety equipment not provided by the Worksite that the Participant will need to perform job duties)

1. Appropriate and safe work boots.
- 2.
- 3.
- 4.
- 5.



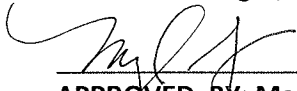
[Return to Agenda](#)

REPORT TO CITY COUNCIL

COUNCIL MEETING OF August 19, 2015
AGENDA ITEM NUMBER B-4



REPORT BY: Mark Etheridge
Business Manager, Parks & Community Services Department



APPROVED BY: Mary Anne Seay
Director, Parks & Community Services Department



APPROVED BY: David Tooley
City Administrator

SUBJECT:

CONSIDERATION OF A RESOLUTION APPROVING FIRST AMENDMENT TO AGREEMENT WITH O'DELL ENGINEERING TO MODIFY THE SCOPE OF WORK FOR DESIGN SERVICES FOR KNOX PARK REHABILITATION, CIP PROJECT NO. PK-59; AND TO ADD THE SCOPE OF WORK FOR CONSTRUCTION OF INCLUSIVE PLAY STRUCTURE AT CENTENNIAL PARK, CIP PROJECT NO. PK-61, AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT TO THE AGREEMENT ON BEHALF OF THE CITY

RECOMMENDATION:

Staff recommends Council:

- 1) Adopt the resolution approving first amendment to the Agreement with O'Dell Engineering to provide Design Services for the Knox Park Rehabilitation Project.
- 2) Authorize the Mayor to execute the amendment to the agreement on behalf of the City.

SUMMARY:

Through an RFQ selection process, O'Dell Engineering was chosen to provide engineering design services for the Knox Park Rehabilitation project. Due to changes in scope for the Knox Park Design, O'Dell has been asked to submit a revised estimate for that work. In addition, O'Dell's specialties and experience, as well as their performance thus far on the Knox design, makes them a good choice for the design work needed for a play structure project at Centennial Park. O'Dell was also asked to submit a quote for the Centennial Park engineering design services. Staff is recommending Council approve an amended agreement with the engineering firm. With the addition of contingency, the cost of the agreement would increase from \$96,580 to \$106,980 for the reduced scope of work at Knox Park and the added scope of work at Centennial Park.

DISCUSSION:

At the January 15, 2014 Regular Meeting, Council approved submission of a grant application to the State Department of Housing and Community Development for a Housing Related Parks Program (HRPP) grant to fund two Parks projects. The projects for which funding was being sought were the Rehabilitation of Knox Park and the construction of a new park overlooking the Sherwood Water Retention Basin. In August of 2014 the City was notified of a grant award from HRPP in the amount of \$731,250 to be used for these two projects. At the December 17, 2014 Regular Meeting Council approved budget appropriations in the amount of \$250,000 for Knox Park and \$481,250 for Sherwood Basin. The Sherwood Basin project was later reprogrammed due to the inability to purchase necessary adjacent land. Council has given direction for re-allocation of the HRPP funds designated for that project to ADA upgrades in various parks including the construction of a new inclusive play structure at Centennial Park.

At the May 6, 2015 Regular Meeting, Council approved an Agreement with O'Dell Engineering to provide design services for the Knox Park project. In conjunction with O'Dell, staff has moved forward at Knox and has completed the pre-design phase of work. In addition to specifying the new recreation amenities, part of the original scope of work at Knox was to design for regrading of the retention basin to add storage capacity, as well as to design new inlet and outlet infrastructure (hydraulic improvements). During the early phases of the design effort, it was discovered that there were significant practical impediments to expanding the capacity of the basin.

O'Dell, PCS and City Engineering staff agreed that the design for the hydraulic improvements would be delayed and eliminated from the engineer's current scope of work, though all parties concur there remains a future potential to design and construct this work as a second phase of the project. What remains of the design is satisfaction of the goal to reduce blight and bring a substantial recreation amenity to the neighborhood. Old fencing and dilapidated structures will be removed and/or replaced, a new playground will be installed, safety will be improved with modern lighting and signage and drought tolerant landscaping as well as low-flow

irrigation infrastructure will be installed. O'Dell was asked to submit a cost proposal for the modified services at Knox Park and they responded as follows:

Knox Park Rehabilitation	Original	Revised
Task 1 – Pre-Design Phase	\$7,750	\$7,750*
Task 2 – Design Development Phase	\$8,750	\$4,550
Task 3 – Construction Document Phase	\$59,980	\$6,400
Task 4 – Bidding Services	\$3,510	\$900
Task 5 – Construction Support Services	<u>\$9,990</u>	<u>\$1,800</u>
TOTALS	\$89,980	\$21,400

*Completed

During the RFQ selection for Knox Park Design Services it was noted that O'Dell Engineering had a specialty in regard to Americans with Disabilities Act (ADA) design, and experience with the specification of inclusive play structures (playground equipment that is accessible to all children regardless of their abilities). This specialized experience makes them a desirable candidate for performing the engineering design work for Centennial Park. There are several other advantages to retaining O'Dell for this project:

- 1.) The cost and time necessary for an additional RFQ would be eliminated.
- 2.) The funding source for both projects is HRPP, therefore the “grant rules” affecting design parameters are identical.
- 3.) O'Dell is in the best position to produce design documents that combine the two projects for bidding and construction; an additional cost savings..
- 4.) O'Dell can specify like products in both projects making maintenance and long-term replacement simpler and less expensive .
- 5.) Prepare project timeline/schedule.
- 6.) Perform on-site inspections.

O'Dell Engineering produced the following in response to staffs’ request for an amendment to the quotation for Knox Park to include a scope of work that encompasses the design elements necessary to produce construction drawings, specifications and estimated for the Centennial Park project:

Centennial Park Inclusive Playground.....	Original	Revised
Task 6 – Design Development Phase	None	\$12,640
Task 7 – Construction Document Phase	None	\$53,390
Task 8 – Bidding Services	None	\$3,780
Task 9 – Construction Support Services	<u>None</u>	<u>\$10,670</u>
TOTALS	None	\$80,480

The \$80,480 total includes the following elements, and would raise the total cost of engineering design for the two projects to \$106,980 (including \$5,100 contingency) from the original \$96,580 for Knox Park alone:

- 1.) Perform site topographic survey
- 2.) Jointly with City staff determine final design concept and park features.
- 3.) Prepare “bid ready” plans and specifications.

- 4.) Prepare opinion of probable improvement costs.
- 5.) Prepare project timeline/schedule.
- 6.) Perform on-site inspections.

Services from the consultant are ongoing for Knox, but will commence for Centennial upon Council approval of the amended agreement, in order to complete the projects in accordance with an aggressive schedule necessary to protect the State funds (HRPP Grant) from expiration.

FINANCIAL IMPACT:

Funding for this agreement will be derived entirely from the proceeds of the 2014 HRPP Grant. There are no direct General Fund impacts from the recommended actions, however opening new parks will create ongoing annual maintenance and operations burdens on the General Fund supported Parks Maintenance Budget. Staff estimates the annual cost to maintain both parks will be approximately \$15,000.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN:

The recommended actions are consistent with the following Vision Strategies:

Strategy 404 – Community Wellness: Promote increased community wellness.

Strategy 411 – Recreational Opportunities: Enhance and expand recreational activities available to Maderans.

Strategy 414 – Neighborhood Parks: Ensure recreational availability by providing a park in close proximity to every neighborhood.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING FIRST AMENDMENT TO AGREEMENT WITH O'DELL ENGINEERING TO MODIFY THE SCOPE OF WORK FOR DESIGN SERVICES FOR KNOX PARK REHABILITATION, CIP PROJECT NO. PK-59; AND TO ADD THE SCOPE OF WORK FOR CONSTRUCTION OF INCLUSIVE PLAY STRUCTURE AT CENTENNIAL PARK, CIP PROJECT NO. PK-61, AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT TO THE AGREEMENT ON BEHALF OF THE CITY

WHEREAS, the City has retained O'Dell Engineering (Consultant) for engineering design services in its effort to construct the Knox Park Rehabilitation Project; and

WHEREAS, Consultant has identified conditions at Knox Park that require a change of scope in their agreed upon work; and

WHEREAS, the City is in need of engineering services in its effort to construct the Centennial Park Inclusive Play Structure; and

WHEREAS, O'Dell Engineering is a firm that is qualified to provide such engineering services; and

WHEREAS, inclusion of design services for Centennial Park in the agreement for design services for Knox Park can also be accomplished with an amendment to the Knox Park agreement; and

WHEREAS, the City has prepared an amendment to the Knox Park agreement with O'Dell Engineering for change of scope in the Knox Park project and for inclusion of design services for Centennial Park; and

WHEREAS, said agreement amendment details the responsibilities of each party to the other; and

WHEREAS, such amendment to the agreement is in the best interests of the City, O'Dell Engineering and the citizens of Madera.

NOW THEREFORE, THE COUNCIL OF THE CITY OF MADERA does hereby resolve, find and order as follows:

1. The above recitals are true and correct.
2. The proposed First Amendment to the Agreement between the City and O'Dell Engineering which is on file in the Office of the City Clerk and is referred to for more particulars, is hereby approved.
3. The Mayor is authorized to execute the Amendment on behalf of the City.
4. This resolution is effective immediately upon adoption.

* * * * *

**FIRST AMENDMENT TO AGREEMENT WITH O'DELL ENGINEERING
TO PROVIDE DESIGN SERVICES
FOR KNOX PARK REHABILITATION PROJECT**

This First Amendment to the Agreement titled "Agreement with O'Dell Engineering to Provide Design Services for Knox Park Rehabilitation Project" dated May 6th, 2015, made and entered into this 19th day of August 2015, between the City of Madera, hereinafter called "City," and the consulting firm of O'Dell Engineering, hereinafter called "Consultant."

RECITALS

A. In an effort to proceed with the Rehabilitation of Knox Park at the corner of Knox and A Streets in Madera, California, the City entered into an Agreement for engineering design services with O'Dell Engineering on May 6th. 2015.

B. In the course of performing the Pre-Design and Design Development Phases of work, field conditions were discovered that require a change in scope of the engineering design services performed by O'Dell Engineering for the Knox Park Rehabilitation Project.

C. The City requires engineering design services of qualified professional engineers in connection with preparation of plans, specifications and estimates for the Centennial Park Inclusive Play Structure Project, said work hereinafter incorporated into "Project".

D. Having determined that Consultant is a firm having the necessary experience and qualifications to provide the desired design services to assist the City in the Project, and

- i. consultant has thus far performed as required under the existing Agreement with the City, and
- ii. efficiencies can be obtained by amending the Scope of Work for the engineering design of the Knox Park Rehabilitation Project to incorporate the Scope of Work for the engineering design of the Centennial Park Inclusive Play Structure Project, and
- iii. efficiencies can be obtained in bidding and construction by combining the two Scopes of Work into one, and
- iv. Consultant has provided a quotation for the amended and additional Scopes of Work.

AMENDMENT #1 TO AGREEMENT

In consideration of the recitals listed above and the mutual obligations of the parties herein, City and Consultant agree that the Agreement to Provide Design Services for Knox Park Rehabilitation Project dated May 6th, 2015 shall be amended as follows:

Item 1. Section 2 of the Agreement is hereby amended to read as follows:

2.0 Obligations, Duties and Responsibilities of Consultant. It shall be the duty, obligation and responsibility of the Consultant, in a skilled and professional manner, to perform, furnish and supply to the City the engineering design services for the Project (the "Services") further described in the Scope of Work, attached hereto as Exhibit "A-Amended" and incorporated herein as though fully set forth.

2.1 Project Meetings. Consultant shall communicate and meet with City staff at Project progress meetings as itemized and detailed in Exhibit "A-Amended".

Item 2. Section 4 of the Agreement is hereby amended to read as follows:

4.0 Consultant's Fees and Compensation / Amount / How and When Payable.

4.1 Fees - For all the work and services, including supplies and equipment, pertaining to the Project and required to be furnished by the Consultant to the City, City agrees to pay Consultant in accordance with the Task Line Item Budget as set forth in Exhibit "A-Amended", attached hereto and incorporated herein by reference. The total fee for these services shall not exceed Twelve Thousand Three Hundred Dollars (\$12,300) for the first phase of the work (tasks 1 and 2), Nine Thousand One Hundred (\$9,100) for the second phase of the work (tasks 3 through 5) and Eighty Thousand Four Hundred Eighty (\$80,480) for the third phase of the work (tasks 6 through 9).

4.2 Extra Services – City shall compensate Consultant for extra services, not contemplated hereunder as set forth in Exhibit "A-Amended", as may be specifically requested by the City in writing and agreed to by Consultant in accordance with Exhibit "B" – Schedule of Fees, attached hereto and incorporated herein by reference. The total fee for these extra services shall not exceed Five Thousand One Hundred Dollars (\$5,100).

Item 3. All other provisions of the Agreement not inconsistent herewith shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment #1 to the Agreement to Provide Design Services for Knox Park Rehabilitation Project to be executed as of the day and year above written.

* * * * *

City of Madera

O'Dell Engineering

By: _____

By: _____

Robert L. Poythress, Mayor

Title _____

APPROVED AS TO FORM:

ATTEST:

By: _____

By: _____

Brent Richardson, City Attorney

Sonia Alvarez, City Clerk

Exhibit A - Amended



REVISED SCOPE OF WORK – ADDENDUM 1

Date: August 5, 2015

To: Mary Anne Seavy, Director of Parks and Recreation
City of Madera

From: Chad Kennedy, Associate Landscape Architect
O'Dell Engineering

Re: Additional Services #1 - Revised Scope of Work for Knox Park and
Additional Scope of Work for Centennial Park Inclusive Play Area

Due to future expansion of the detention basin water storage the City has determined it necessary to revise the proposed scope of renovation of Knox Park to include the revised scope at Knox Park and the additional scope at Centennial Park. Each park has been reviewed in further detail and anticipated to include the following features and estimated budgets

Knox Park revised construction scope of work to include the following: (Construction Budget of \$200-\$250K)

- Replacement and relocation of fencing for basin.
- Playground at southwest corner of park
 - City to provide equipment.
 - City to provide rubber mulch.
 - Sumps in playground or connection to existing detention pond.
- City to provide benches and trash receptacles.
- Picnic tables (1 to 2).
- Concrete pavement connecting to existing sidewalk.
- Landscaping and irrigation.
- Replacement of existing irrigation controller.
- Re-grading of swale on east end of park.
- Sumps at each end of swale to address the “wet” areas where water accumulates.

Centennial Park construction scope of work to include the following: (Construction Budget of \$400-\$500K)

- Inclusive playground equipment.
- Concrete walkways connecting to existing sidewalk.
- Expansion of accessible parking.
- Small picnic area with shade shelter, tables and trash receptacles (This item may be an add alternate).
- Benches and trash receptacles.
- Pre-manufactured small restroom (2 Unisex stalls).
- Playground surfacing to be poured in place rubber.
- Landscaping and irrigation.
- Existing irrigation controller to remain (review during the construction document phase).
- Sumps in playground or connection to existing storm drainage.
- Connection of utilities (sewer, electrical and water) to the new restroom (This item may be an add alternate).

KNOX PARK – REVISED SCOPE OF WORK

Task 2. Design Development Phase

The revised scope of work for this phase shall be reduced to one conceptual (black and white) plan. The remaining scope of Design Development shall remain the per the contract.

Exhibit A - Amended



REVISED SCOPE OF WORK – ADDENDUM 1

Task 3. Construction Documents Phase

The PS&E phase shall be reduced in submittal levels and will include a 90% and Bid Submittal.

Final Construction plans and specifications will exclude the following:

- Tree Protection Plan
 - SWPPP
- A. Geotechnical investigation and report will no longer be required and will be excluded from the contract.
 - B. Only trees within the construction area will receive identification numbers as part of the Arborist report.
 - C. Review and preparation of stormwater management will be excluded from the contract.
 - D. 30% Submittal will be excluded from the contract.
 - E. 60% Submittal will be excluded from the contract
 - F. No Change.
 - G. No Change.

Task 4. Bidding Services

No change within the bidding services.

Task 5. Construction Support Services

The City of Madera construction management will have primary responsibility for construction management and inspection. The City's construction manager will be O'Dell's Engineering point of contact. We will provide the following services:

- A. No Change.
- B. No Change.
- C. Revised to only attend up to two (2) construction progress meetings.
- D. No Change.
- E. No Change.
- F. No Change.
- G. No Change.
- H. No Change.
- I. Addition - Following construction, O'Dell Engineering will provide a CPSI (Certified Playground Safety Inspector) to perform a playground safety audit. Inspection reports will be provided to City staff for risk management and playground maintenance purposes.

CENTENNIAL PARK – ADDITIONAL SCOPE OF WORK

Task 6. Project Start-up and Design Development Phase

- A. Kick-off Meeting
 - Review of objectives of the inclusive playground.
 - Review of scope of services and schedule.
 - Confirm project area/boundaries.
 - Collect all available site data and material.
 - Review communication channels with all parties involved (Client Communication Program).
 - Review and list all applicable design and planning standards.
 - Review all data pertinent to the project, including as-built drawings and/or site plans.



REVISED SCOPE OF WORK – ADDENDUM 1

- B. Thoroughly walk site to assess existing and proposed site opportunities and constraints including utilities, vaults, boxes, sightlines, access, setbacks, circulation issues, noise/wind direction, solar orientation, site drainage patterns and existing site elements to remain or be removed.
- C. A topographical survey will be performed for the project site. The survey will include the following as needed within areas slated for improvements:
 - Existing structures
 - Existing edges and grades of pavement (asphalt and concrete) and curbs
 - Existing trees
 - Existing visible wet and dry utilities
 - Existing fences and gates
 - Existing electrical features
 - Existing ground topography on a 25' grid
 - Detailed topography shots at any tie in locations and existing concrete
- D. Following the project start-up tasks, design development plans with section views and other necessary imagery will be submitted in order to flush out City preferences and to clearly depict the intent of the Design Development will include the following:
 - Drawings illustrating design concept to include site amenities, pavement, materials and layouts.
 - Prepare preliminary cost estimate.
 - A meeting with the City staff to review and discuss design development plans and layouts. We will review the amenities, materials and layout. Preliminary cost estimates will be presented at this time. The City will be given time to review and provide comments to O'Dell for incorporation into the construction documents.

DELIVERABLES

- Topographic Map – hard copy in 24x36 format (1 set)
- Electronic copies in PDF format
- Design development drawings illustrating ideas for the new play space and labels will indicate inclusive play feature
- Preliminary construction cost estimate
- Submittal of drawings to City for review, comment and approval
- Meetings with City (Max 2)

Task 7. Construction Document Phase

- A. This phase begins with a staff conference to respond and address comments on conceptual drawings. This step is followed by development and completion of construction documents. Submittals will be reviewed by City staff and will include submittals at two levels (90% and Final).

Final construction plans and specifications may include the following:

- Cover Sheet
- Notes
- Demolition Plan
- Grading and Utility Plan
- Horizontal Control Plan
- Erosion Control Plan
- Site Furnishings and Finishes Plan
- Tree Protection Plan
- Construction Details
- Irrigation Plan(s), Details, Schedules and Water Use Chart



REVISED SCOPE OF WORK – ADDENDUM 1

- Planting Plan(s) and Details
 - Electrical Plan(s) and Details
 - Title 24 Lighting Compliance Documentation
 - Specifications
 - Bid Form
- B. A geotechnical investigation and report will not be required for the project site and O'Dell Engineering will use existing report from the community center.
- C. An arborist report will be prepared. Each tree in construction area will be assigned an identification number and will be reviewed for overall health. Recommendations for preservation or removal will be provided.

DELIVERABLES:

- Arborist Report – hard copy in 8½x11 (3 Sets)
- Hard copies of plans in 24x36 format (3 sets) for 90%
- Hard copies of plans and schedule in 11x17 format (3 sets) for 90%
- Hard copies of cut sheets for equipment, construction cost estimates, technical specifications and memorandum in 8½x11 format (3 sets)
- Electronic copies in PDF format
- Final submittal will include a signed reproducible copies of the bid documents (plans, technical specifications and bid form) and final construction cost estimate

Task 8. Bidding Services

During the bidding phase of the project, all proposers' communication will be directed through the City's Purchasing Office. O'Dell Engineering will provide the following services:

- A. Pre-bid meeting.
- B. Responses to all bidder's requests for information (RFI's).
- C. Prepare addenda as necessary.

Task 9. Construction Support Services

The City of Madera construction management will have primary responsibility for construction management and inspection. The City's construction manager will be O'Dell's Engineering point of contact. We will provide the following services:

- A. Attend and prepare information for an internal handoff meeting from the design team to the construction management team. O'Dell Engineering will be prepared to discuss any construction pitfalls and items for the construction management team to be aware of (Special lead items, shortened timelines for submittal review, etc.).
- B. Attend the pre-construction meeting.
- C. Attend up to four (4) construction progress meetings.
- D. Review and respond to all submittals within the period allocated in the contract documents.
- E. Respond to the RFI's, which includes clarifying or providing revisions or additional detail where necessary on the plans and specifications.
- F. Review proposed substitutions, if any, for conformance to the plans and technical specifications.
- G. Participate in the final inspection and development of punch lists.
- H. Review record drawings provided by the contractor and field reviews.
- I. Following construction, O'Dell Engineering will provide a CPSI (Certified Playground Safety Inspector) to perform a playground safety audit. Inspection reports will be provided to City staff for risk management and playground maintenance purposes

Exhibit A - Amended



REVISED SCOPE OF WORK – ADDENDUM 1

PROJECT FEES:

Knox Park	Original	Revised/Additional
• Task 1 – Pre-Design Phase	\$7,750	\$7,750 - Completed
• Task 2 – Design Development Phase	\$8,750	\$4,550
• Task 3 – Construction Document Phase	\$59,980	\$6,400
• Task 4 – Bidding Services	\$3,510	\$900
• Task 5 – Construction Support Services	\$9,990	\$1,800
Centennial Park Inclusive Playground		
• Task 6 – Design Development Phase	None	\$12,640
• Task 7 – Construction Document Phase	None	\$53,390
• Task 8 – Bidding Services	None	\$3,780
• Task 9 – Construction Support Services	None	\$10,670
TOTALS	\$89,980	\$101,880 (ADD#1 – \$11,900)

Client to provide:

1. Community Center as-builts and geotechnical report
2. All agency fees.
3. USA requests, if appropriate.
4. Client Program

Contract Exclusions:

1. Bullet no. 5 – Meetings shall be per tasks 2 through 9.
2. Bullet no. 7 – Revised to read “Does not include geo-technical investigation”.
3. All remaining exclusions remain per original contract.

Additional Exclusions and Limitations:

1. Scope and cost estimates are based discussions with John Scarborough and Mary Anne Seavy.
2. Does not include fees, permits, or processing of permits.
3. Does not include record drawings (contractor to provide and O’Dell will review).
4. Does not include Storm Water Pollution Prevention Plans.
5. Does not include Structural Engineering.

Note:

Landscape architects are licensed by the State of California.

Centennial Park Inclusive Playground and Knox Park Project Schedule

• City Approval of Addendum	August 19, 2015
• Kick-off Meeting	August 20-21, 2015
• Design Development Documents	September 2015
• 90% PS&E Submittal	October/November 2015
• City Review of 90% PS&E Submittal	November 2015
• Final PS&E Submittal	December 2015
• City Bidding Process	December/January 2015
• Bid Award (City Council Meeting)	February 2015
• Park Construction	February 2015 - June 2016
• Park Maintenance Period	June 2016
• Final Acceptance of Park (City Council Meeting)	June 15, 2016
• Final Closeout of Project (Grant Requirement)	June 30, 2016

Note: Schedule is based on City approving revised scope of work at City Council Meeting on 8/19/15

Knox Park Revised Project Limits of Work



Centennial Park Inclusive Playground Project Limits of Work



SCHEDULE OF FEES

Classification:	Regular Hourly Rate:
Principal	\$180.00
Senior Civil Engineer	\$160.00
Senior Engineer 2	\$150.00
Senior Engineer 1	\$140.00
Engineer 2	\$130.00
Engineer 1	\$120.00
Assistant Engineer 2	\$110.00
Assistant Engineer 1	\$90.00
Senior Landscape Architect	\$130.00
Landscape Architect	\$110.00
Landscape Designer 2	\$100.00
Landscape Designer 1	\$90.00
Planner	\$130.00
Assistant Planner	\$110.00
Utility Engineer	\$130.00
CADD Operator	\$80.00
Senior Surveyor	\$140.00
Surveyor	\$120.00
Assistant Surveyor	\$90.00
Survey Crew 2-man/1-man	\$200/\$150
Survey Crew 3D laser scanning 2-man/1-man	\$230/\$200
Survey Crew 2-man/1-man (prevailing wage)	\$230/\$160
Survey Crew 3D laser scanning 2-man/1-man (prevailing wage)	\$260/\$210
Administrative	\$70.00
Outside Services:	
Cost of services and expenses charged to O'DELL ENGINEERING by outside consultants, professional or technical firms engaged in	Actual cost plus 10% connection with the project.
Reproduction:	
Reproduction costs and services charged to O'DELL ENGINEERING by outside commercial printers engaged in connection with the project.	Actual cost plus 10%
Travel:	
Mileage, per diem, and subsistence are not normally charged to the client unless specific prior authorization is negotiated between client	Actual cost plus 10% and consultant.

REPORT TO CITY COUNCIL

Approved By:

Council Meeting of August 19, 2015
Agenda Item Number B-5



Department Director



City Administrator

SUBJECT: Consideration of a Resolution Authorizing Participation in the State Interagency Intercept Collections Program and Authorizing the Mayor to Execute the Intent to Participate and Any and All Documents Necessary to Facilitate Participation in the Program

RECOMMENDATION: That Council approve a resolution authorizing the City's participation in the State Interagency Intercept Collections Program and authorizing the Mayor to execute the Intent to Participate and all documents necessary to facilitate participation in the program.

SUMMARY: The City has certain debts which are owed to it arising out of things such as unpaid fines for code violations and other delinquent accounts. Some of these debts may qualify for a state program which secures payment of these debts by attaching certain state issued payments such as tax refunds and lottery winnings. Staff believes participation in this program may improve the City's percentage of debt which is collected.

DISCUSSION:

The City issues citations to individuals for violations of the Madera Municipal Code, which citations impose a fine of varying amounts dependent on the violation. Often, these fines remain unpaid by the individuals. In some instances, the City may place a lien against the individual's real property and may even place the amount on the County tax roll for collection with the property owner's property tax. There are situations where such a property lien is not possible due to the nature of the citation.

The City has been participating in a program administered by the State of California through the Franchise Tax Board wherein certain qualifying debts of municipal governments can be collected by attaching all or a portion of State income tax refunds or lottery winnings. This program has proven to be a superior means of collecting unpaid fines and other debts owed to the City.

In order to participate, the City must submit an annual Intent to Participate form. Once granted permission to participate, there is a certain process the City must go through in order to place debtors into the program. This includes providing 30 days written notice to them of the potential attachment of their tax refund. This helps ensure due process is provided.

Submission of Debtor information to the State for the intercept program is done once a year, so the City would need to compile a list annually. The list will be submitted to the State and the State will advise the City as to which debtors will be put on the intercept list for that year.

The 2015 tax collection year has yielded 4% collection rate to date. It is conceivable that the City could continue to receive debt payments through October as some citizens may have obtained extensions to file their State Income Tax Returns.

The State charges for participation in the program only for those accounts they collect on. The charge is determined based on the number of total intercepts for the year. Currently the estimate is approximately \$2.00 per account.

FISCAL IMPACT: The actual impact to the City will be some increased revenues as a result of collecting some debts which may have been uncollectible short of the intercept program. The actual amount of this impact will depend on the number of debts which qualify for submission into the program and which are accepted by the State. An additional factor is whether the particular individuals are supposed to receive certain payments from the State of California such as income tax refunds or State lottery winnings which can be attached through the intercept program.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN

The activity described in this report is not specifically incorporated in the strategies contained in the action plans of the Vision Madera 2025 and is not in conflict with any of the action or goals contained in the plan.

RESOLUTION NO.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA AUTHORIZING PARTICIPATION IN THE STATE INTERAGENCY INTERCEPT COLLECTIONS PROGRAM AND AUTHORIZING THE MAYOR TO EXECUTE THE INTENT TO PARTICIPATE AND ANY AND ALL DOCUMENTS NECESSARY TO FACILITATE PARTICIPATION IN THE PROGRAM

WHEREAS, the City has the need to collect unpaid debts including unpaid code enforcement fines; and

WHEREAS, the State of California has a program, the State Interagency Intercept Collections Program (SIICP) which collects such unpaid debts from sources including tax returns and lottery winnings; and

WHEREAS, the City desires to continue participation in the SIICP; and

WHEREAS, it is necessary to submit an executed Intent to Participate in order to continue participation in the SIICP.

NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF MADERA, hereby finds, determines, resolves and orders as follows:

1. The recitals listed above are true and correct.
2. The City's participation in the SIICP is hereby approved.
3. The Mayor is authorized to execute the Intent to Participate and all other documents necessary to effectuate the participation in the SIICP on behalf of the City of Madera.
4. This resolution is effective immediately upon adoption.

* * * * *



Check this box if you are making revisions.

Email: iicgroup@ftb.ca.gov
 Telephone: 916.845.5344
 Fax: 916.843.2460

Intent to Participate

(Complete both sides of this form, sign, and either fax or mail it to us.)

Agency type: State College City
 County Court Special District

1. Agency name: City of Madera
 Division/branch: _____

2. Agency code: TU
 (Enter the two-digit code the Franchise Tax Board (FTB) assigned your agency.)

3. Process year **2016**

4. Public contact unit:
Provide an address and telephone number for your debtors to contact you directly.

Agency name: City of Madera
 Unit name: _____
 Address/PO BOX: 205 W. 4th Street
 Room/suite/floor: _____
 City: Madera
 State: Ca ZIP Code: 93636
 Telephone: (559) 661-5483 Ext. _____

Check this box if the public contact unit is a collection agency/service provider.
 Provide name: _____

5. FTB Intercept Program liaisons:
 Provide the names and **direct** telephone numbers of up to three individuals we may contact to resolve issues or obtain account information. These individuals should be authorized to request intercept services.

a) Name: Shawndee Dix
 Position: Paralegal Office Administrator
 Telephone: (559) 661-5483 Ext. _____
 Email address: sdix@cityofmadera.com

(We may provide email addresses to the State Controller's Office for billing purposes.)

b) Name: Brent Richardson
 Position: City Attorney
 Telephone: (559) 661-5483 Ext. _____
 Email address: brichardson@cityofmadera.com

c) Name: _____
 Position: _____
 Telephone: (_____) _____ Ext. _____
 Email address: _____

6. Agency mailing address to send warrants, fund transfers, and billings:
 Exclude third-party information.
 Agency name: City of Madera
 Unit name: _____
 Address: 205 W. 4th Street
 Room/suite/floor: _____
 City: Madera
 State: Ca ZIP Code: 93637
 Contact name: Shawndee Dix
 Telephone: (559) 661-5483 Ext. _____
 Email address: sdix@citycityofmadera.com
 Fax number: (559) 673-1304

7. SWIFT agency contact information
 Name: Shawndee Dix
 Telephone: (559) 661-5483 Ext. _____
 SWIFT email address or group email address:
sdix@cityofmadera.com

8. Select your agency type (one only):
 State agency or college
Complete either A, B, or C. The State Controller will credit the intercepts accordingly.
 A. General checking account number:
 _____ (Three-digit number)
 B. Special fund: _____
 (Fund No.) (Org. Code)
 State Controller's account number: _____
 (Contact your accounting office for this number.)
 C. Warrant

City or county agency:
 Special Districts – bridge tolls and high occupancy toll lane fees. (Government Code Section 12419.12)
 A warrant will be issued to your agency listing the intercept funds sent to you.

Agency Certification

(Complete in full and sign.)

This document notifies FTB that the City of Madera plans to participate in the Interagency

Agency/College

Intercept Collections Program for the 2016 process year. In doing so, I certify that all debts submitted for offset comply with the following Government Code Sections (please mark one):

- State agencies and colleges — 12419.5, 12419.7, 12419.9, 12419.10, 12419.11, and 12419.12
 County, city agencies, and special districts — 12419.8, 12419.10, and 12419.12

Type of debt we intend to collect:

- Dishonored Check Fees Fines Parking Citations Judgements
 Taxes Tuition Insurance Unpaid Services Overpayment
 Other (list the debt type):

I certify that the City of Madera agrees to pay administrative costs to the California

Agency/College

State Controller's Office for processing these offset accounts, and that I am authorized to request services on behalf of this agency/college.

I certify that all records, copies, files, and media submissions received by the

City of Madera shall be destroyed in a manner acceptable to FTB. The approved

Agency/College

destruction methods that permanently render data unreadable and unusable include:

- Degaussing and magnetizing disks.
- Damage to disks that prevents their use in any disk drive.
- Crisscross shredding if the shreds are 5/16 inch or smaller.

All unauthorized or suspected accessed, uses, and/or disclosures (incidents) of the information obtained under this agreement shall be thoroughly reviewed by FTB. We comply with the incident reporting requirements, in accordance with Civil Code Section 1798.29 and SAM Chapter 5300 (Information Security). The participant shall immediately notify FTB's Information Security Audit Unit. Their email is, SecurityAuditMail@ftb.ca.gov or call 916.845.5555. Notify the Information Security Audit Unit of all incidents involving the information obtained under this agreement as applicable, and provide the appropriate information to facilitate the required reporting to the taxpayers or state oversight agencies.

I agree that our agency's/college's fax signatures sent to FTB should be treated as original signatures.

Print Name: Robert L. Poythress Signature: _____

Date: _____ Title: Robert L. Poythress, Mayor Telephone: 559-661-5483

FTB will not send or receive taxpayer social security numbers through regular email. Confidential taxpayer information should not be sent through regular email. Call the IIC Program staff at 916.845.5344 to register for our secure internet file transfer service.

REPORT TO CITY COUNCIL

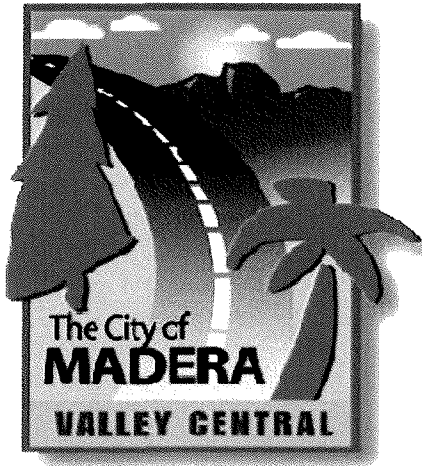
MEETING DATE: 8/19/15

AGENDA ITEM NUMBER: B-6

Approved By:


PUBLIC WORKS DIRECTOR


CITY ADMINISTRATOR



SUBJECT:

Consideration of a Resolution Approving Additional Rebates to be Added to the Existing Water Conservation Rebate Program.

RECOMMENDATION:

Staff recommends that Council adopt a resolution approving the proposed additional rebates for drip irrigation systems, water timers, and mulching material.

SUMMARY:

City Council previously approved the Water Conservation Rebate Program and funding on July 15th and approved five rebates with additional rebates to be approved as the specific application and guidelines were completed. At this time rebates for drip irrigation systems, water timers, and mulching material are being proposed to be added to the existing Water Conservation Rebate Program.

DISCUSSION:

On July 1, 2015, City Staff presented potential programs for the Council to consider and laid out how each program would operate, the anticipated cost of each program, the anticipated water savings from each program, and the anticipated cost per gallon of water saved by each program. The programs discussed were:

1. Turf Replacement Rebates
2. Washing Machine Rebates
3. Dishwasher Rebates
4. Low Flow Toilet Rebates
5. Smart Irrigation Controllers
6. Starter Drip Kit and Timer
7. Mulch Rebates
8. Laser Cut & Rotator Spray Replacement Head Rebates
9. Gray Water Diverters and Equipment
10. Soil Polymers

The first 5 were previous approved, the 6th and 7th rebate now being proposed for implementation are described below.

Starter Drip Kit & Timer

The intent of these rebates is to encourage customers that do not have an irrigation system to save water by using a timer and a drip system in place of sprinklers and relying on a person's memory to turn them off. This rebate offers residents up to a \$30 credit to the applicant's utility account for the purchase and installation of a water timer. Additionally applicants may receive an additional \$30 for the purchase and installation of a drip irrigation system. This is sufficient to fund a starter drip system which could include 50 feet of hose, and twenty low flow emitters. To qualify for a rebate, the applicant must:

- Must have a City of Madera utility account in good standing.
- Submit a completed application form.
- Provide an original receipt for the equipment & sign a statement that they have installed the system and will continue to use and maintain the system.
- Acknowledge that if their property is found without the system installed, the rebate credit will be forfeited and a penalty equal to twice the amount of the rebate will be assessed to the account.

Benefits: The potential savings from the implementation of drip systems is reported as a potential decrease of 20 to 50% for a residential home¹. Potential savings from a starter drip kit, however, are modest, due to the relatively small area such a kit could serve. A drip system might use approximately 25% of the water that a conventional spray system would use, resulting in a significant conservation value within a given area. Large scale implementation of drip in most yards would also require conversion of lawns and the purchase of other equipment and materials. While staff believes incentivizing the implementation of drip systems is consistent with the City's conservation goals, estimating a conservation value per dollar spent is difficult. Eventually, the City may want to consider expanding this program to incentive more wide-scale implementation.

Mulch Rebates

This program will encourage customers to save water through the use of mulch by applying mulch around bushes and trees to reduce surface evaporation. The City will provide a credit on the customer's utility account based on the purchase and placement of mulch around bushes and trees. The rebate will be \$50 per customer. To qualify for a rebate, the applicant must:

- Must have a City of Madera utility account.
- Submit a completed application form.
- Have a utility account in good standing.
- Purchase and provide an original receipt for mulch.
- Customers must also attest that they have placed the mulch around bushes and trees, will reduce watering times according to the mulching information
- Acknowledge that if their property is found without the system installed, the rebate credit will be forfeited and a penalty equal to twice the amount of the rebate will be assessed to the account.

Benefits: Data shows the potential savings of mulch use (which may reduce the evapotranspiration "ET" of soil by 25%²) is estimated to save on average 6,600 gallon per year for a residence with about 400 square feet of tree and bushes. That represents a cost of 132 gallons per dollar invested.

¹ <http://www.epa.gov/watersense/outdoor/tech.html>

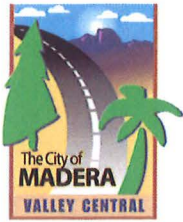
² http://aggie-horticulture.tamu.edu/newsletters/hortupdate/hortupdate_archives/2006/nov06/ScienceFair.html

FINANCIAL IMPACT:

The subsequent reductions in water consumption caused by these programs could have a slight effect of reducing revenues to the water budgets, but would not cause equal reductions in expenses. Reductions in revenues could result in the Fund Balance being reduced and/or maintenance and Capital Projects having to be delayed causing increased deferred liabilities in the water system infrastructure.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN:

While this item is not directly addressed in the Vision Plan, it is consistent with Action Item 434: Insure continued water supplies to meet the demands through innovative reclamation, conservation, and education on water use.



DRIP IRRIGATION KIT AND/OR TIMER REBATE



City of Madera rebate to replace existing overhead spray sprinkler with drip irrigation.

Rebate for Drip Irrigation Kit

Install a drip irrigation starter kit or convert your existing overhead sprinklers to drip irrigation with a drip irrigation conversion kit and you may qualify to receive a rebate of up to \$30.00 from the City of Madera. Drip irrigation eliminates over watering problems, by applying water only where and when it is needed, with less runoff and less evaporation from leaves and soil, the uniform application of water from drip irrigation systems can achieve high water savings. The conversion can save up to 9 gallons of water annually for each square foot of irrigated area converted.

Drip irrigation is the slow, precise application of water and nutrients directly to the plants' root zones in a predetermined pattern using a point source. A drip irrigation or trickle irrigation design can be customized to meet specific needs while maintaining an optimum moisture level within the root zones, efficiently conserving water that might otherwise be lost to non-growth areas, runoff, sun or wind, and providing the proper balance of water and air needed for successful plant growth.

Rebate for Timer

Install hose end irrigation timer you may qualify to receive a rebate of up to \$30.00 from the City of Madera. A hose end watering timer will turn a hose faucet into a programmed system and automate watering schedules.

APPLICATIONS: City of Madera Water Conservation Program: 661-5466; email :lmcpherson@cityofmadera.com or click on Rebates at www.cityofmadera.org

REBATE PROCESS

1. Do not purchase your irrigation supplies until you have read all the rebate criteria listed in *Rebate Program Guidelines & Conditions*.
2. Purchase supplies and install the drip irrigation.
3. Submit application along with a copy of the purchase receipt and your recent Madera City utility bill.
4. The City of Madera will inspect the installed drip system when completed.
5. Rebate will be applied to your utility bill after application approval.

IMPORTANT MINIMUM REQUIREMENTS

- Must replace existing overhead irrigation zone.
- Must have a fully operational controller that can be programmed to the City of Madera water schedule.
- Valves must be fully operational.
- Drip system and/or timer must be installed per manufacturer's directions.
- May be installed on the surface or below surface.
- Inspection is required after the drip system has been installed.
- Rebates will not exceed the cost of the equipment purchased.

Drip Irrigation Kit and/or Timer Rebate Guidelines and Conditions

Requirements

- See Important Minimum Requirements on previous page.

Who Qualifies:

- Rebate available to City of Madera water customers or landlords of property serviced by City of Madera Water Division where a tenant is the water customer.
- Limit one rebate per following qualified account: PUD's, HOA's, mobile homes, condos/townhouses or any other shared billing accounts also qualify as individual units and may receive rebate. Commercial, Industrial, and Institutional customers whose meter supplies water to an irrigation system. Multi-Family complexes also may qualify. Renters or tenants must provide written approval from property owner or property manager.
- New construction does not qualify.

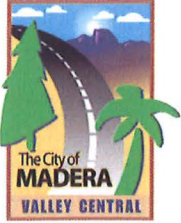
Application and Rebate Approval or Denial:

- The amount of the rebate shall be equal to the cost of the equipment purchased, but shall not exceed \$30. Labor is not an eligible cost.
- Drip irrigation supplies must be installed at approved service location listed on the customer's City of Madera water utility bill account.
- Incomplete, incorrect or unsigned applications cannot be processed and will be denied and returned.
- By submitting this application you are agreeing to a verification inspection to be eligible for rebate.
- Customers must fulfill all program guidelines to be eligible for rebates. Rebates will only be awarded after verification of proper installation and compliance with the Guidelines and Conditions.
- Accounts must be current and non-delinquent.
- This Rebate is available 7/16/15. Retroactive rebates are not available.

Rebates:

- Rebate amount up to \$ 30.00 for Drip Irrigation Kit and up to \$ 30.00 for Hose Faucet Timer.
- Rebate amounts do not apply to labor or other costs. Rebate may not exceed the cost of the rebate offer.
- Failure to install the equipment will result in a loss of the rebate credit and a penalty equal to the rebate.
- The Rebate Program is not responsible for materials lost by mail.
- Submission or possession of a rebate application does not guarantee receiving a rebate.
- Rebates are processed on a first come, first served basis and funding is limited to available resources. *This program shall at all times be subject to change or termination without prior notice.*
- The City is not responsible for product performance or water savings. No warranty or guarantee of the products used or the vendor is provided.
- Rebate credit will be applied to utility billing account after completing the rebate proces

MULCH REBATE



A good mulch can conserve water by significantly reducing moisture evaporation from the soil. Mulch also reduces weed populations, prevents soil compaction, and keeps soil temperatures more moderate. The State Save Our Water Project estimates that mulch can save 20 to 30 gallons of water per 1,000 square feet each time you run irrigation.

The mulch rebate allows for a maximum of \$50 per City of Madera utility customer. Rebate is for mulch only and does not cover delivery charges or other fees.

APPLICATIONS: City of Madera Water Conservation Program: 661-5466; email :lmcpherson@cityofmadera.com or click on Rebates at www.cityofmadera.org

REBATE PROCESS

1. Do not purchase your mulch supplies until you have read all the rebate criteria listed in *Rebate Program Guidelines & Conditions*.
2. Purchase supplies and install the mulch
3. Submit application along with a copy of the purchase receipt and your recent Madera City utility bill.
4. The City of Madera will review the application for approval.
5. Rebate will be applied to your utility bill after application approval.

IMPORTANT MINIMUM REQUIREMENTS

- Only plant based mulch (bark, wood chips, hulls) is eligible for the rebate
- All applications are funded first-come, first serve. Fund availability is not guaranteed.
- Mulch must be installed before rebate is approved.
- Rebates will be in an amount equal to the purchase price or \$50, whichever is less.
- Mulch must be installed to a minimum of three inch depth.
- Mulch is subject to random inspection by City of Madera
- Rebate credit will be applied to utility billing account after completing the rebate process.

Mulch Rebate Guidelines and Conditions

Requirements

- See Important Minimum Requirements on previous page.

Who Qualifies:

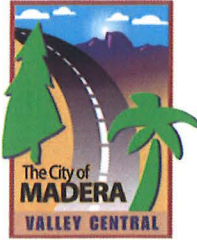
- Rebate available to City of Madera water customers or landlords of property serviced by City of Madera Water Division where a tenant is the water customer.
- Limit one rebate per following qualified account: PUD's, HOA's, mobile homes, condos/townhouses or any other shared billing accounts also qualify as individual units and may receive rebate. Commercial, Industrial, and Institutional customers whose meter supplies water to an irrigation system. Multi-Family complexes also may qualify. Renters or tenants must provide written approval from property owner or property manager.
- New construction does not qualify.

Application and Rebate Approval or Denial:

- Amount rebated cannot be larger than amount of the rebate.
- Mulch supplies must be installed at approved service location listed on the customer's City of Madera water utility bill account.
- Incomplete, incorrect or unsigned applications cannot be processed and will be denied and returned.
- By submitting this application you are agreeing to a verification inspection to be eligible for rebate.
- Customers must fulfill all program guidelines to be eligible for rebates. Rebates will only be awarded after verification of proper installation and compliance with the Guidelines and Conditions.
- Accounts must be current and non-delinquent.
- This Rebate is available 7/16/15. Retroactive rebates are not available.

Rebates:

- Rebate amount up to \$50.00 for plant based mulch.
- Rebate amounts do not apply to labor or other costs. Rebate may not exceed the cost of the rebate offer.
- The Rebate Program is not responsible for materials lost by mail.
- Submission or possession of a rebate application does not guarantee receiving a rebate.
- Rebates are processed on a first come, first served basis and funding is limited to available resources. *This program shall at all times be subject to change or termination without prior notice.*
- The City is not responsible for product performance or water savings. No warranty or guarantee of the products used or the vendor is provided.
- Rebate credit will be applied to utility billing account after completing the rebate process.



Water Conservation Rebate Program Application

Mail to: City of Madera, Water Conservation: Rebate Program,
1030 S. Gateway Dr., Madera, CA 93637
Phone: (559) 661-5466 - Fax: (559) 661-0760
E-mail: lmcpherson@cityofmadera.com: Web site: www.cityofmadera.org

Date _____

REBATE REQUESTED (Check rebate(s) being applied for)

- | | |
|---|---|
| <input type="checkbox"/> Clothes Washer- \$50 | <input type="checkbox"/> Laser Cut and Rotator Spray Replacement Heads -\$100 max |
| <input type="checkbox"/> Dishwasher - \$35 | <input type="checkbox"/> Smart Irrigation Controllers - \$100 |
| <input type="checkbox"/> Low Flow Toilet - \$50 | <input type="checkbox"/> Drip Irrigation Kit & Timer - \$30 ea. |
| <input type="checkbox"/> Mulch - \$50 | |

Account Information	<u>Please print clearly</u> City of Madera Utility Billing Account # _____
----------------------------	---

Account Name _____

Account Address _____ Zip _____

Telephone (1) _____ (2) _____ Email _____

Attention: Renters and Tenants: Participation requires written approval from property owner and/or property manager. Letter must be attached to application when submitted.

Property Owner (if different from above) _____ Mailing Address _____

_____ Zip _____ Telephone (1) _____

_____ (2) _____ E-mail _____

Building Information <i>(Installation Address)</i>	Building Type (select one): _____ Multi-Family Apt/Duplex _____ Single Family home _____ PUD _____ Condo _____ Mobile Home _____ HOA Shared billing account
--	---

Number of: People in selected unit _____ Selected unit # (if applies) _____ Site Name (if applies) _____

Complete, sign, and date this page. Attach proof of purchase before submitting. Incomplete applications will be returned.

Rebate Information

How did you learn about this rebate? _____
Would you have purchased water conserving products at this time if this rebate was not being offered?
Is this a replacement for existing equipment? Yes _____ No _____

Inspection and Documentation

INSPECTION: If an on-site compliance inspection of the installed new product or appliance is required, you will be notified in advance.

DOCUMENTATION: To receive rebate, residential customer must purchase and install product, or appliance in compliance with *Rebate Program Guidelines and Conditions*

- Rebate value may not exceed the actual cost of product or appliance
- Application must be received within 60 days of purchase and installation of rebate product or appliance
- Copy of original dated itemized sales purchase receipt must be attached to application for Rebate approval.
- Compliance with *Rebate Program Guidelines and Conditions* is required.
- Application must be approved prior to rebate. Incomplete applications will be returned.

Agreement of Terms and Conditions

City of Madera may deny any application that does not meet program requirements which can be obtained by calling (559) 661-5466. The undersigned expressly agrees that the City may inspect all items submitted for the City of Madera Rebate Program; that the City does not guarantee the performance of any rebate equipment; and that the City does not warrant any rebate equipment or installation to be free of defects, the quality of the workmanship, or the suitability of the premises or the rebate equipment installation, and upon installation attests they will continue to use and maintain the equipment. The applicant further acknowledges that if their property is found without the rebate equipment or system installed, the rebate credit will be forfeited and a penalty equal to the amount of the rebate will be assessed to the account. The undersigned further agrees to hold harmless the City of Madera against all loss, damage, expense and liability resulting from the loss, destruction or damage to property arising out of or in any way connected with installation of any rebate equipment. The City reserves the right to alter this program at any time without prior notice. Funding for this rebate program is limited to available resources. Rebates are processed on a first come, first served basis.

I have read, understand, and agree to the terms and conditions of this rebate program.

Signature of Applicant _____ Date _____

For Official Use Only

TRACKING # _____
Application: Approved _____ Denied _____ Reviewed by _____
Reason for Denial _____

Inspection Date _____ Inspectors _____ Rebate: Approved _____ Denied _____
Reason for Denial _____

Receipt received _____ Comments _____ Authorization _____

Date to Accounting _____ Amount of Rebate: \$ _____

ACCOUNTING: Rebate Credit applied : Date _____ By _____ Voucher No. _____

COUNCIL MEETING OF:
August 19, 2015

AGENDA ITEM NUMBER:
C-1

REPORT TO THE CITY COUNCIL

Approved By:



PLANNING MANAGER



CITY ADMINISTRATOR

SUBJECT:

Second reading and consideration of adoption of an ordinance rezoning a 2.03 acre portion of the Riverside Villas subdivision from the PD-4500 (Planned Development) Zone District to the PD-6000 (Planned Development) Zone District.

RECOMMENDATION:

It is recommended that the Council adopt the ordinance rezoning the subject properties.

DISCUSSION:

The project site is within the LD (Low Density) General Plan land use designation, which allows for residential development at a density of between 2.1 and 7 units per acre. The project site is currently within the PD-4500 (Planned Development) Zone District. Both the current PD-4500 (Planned Development) Zone District and requested PD-6000 (Planned Development) Zone District are consistent with the LD (Low Density) General Plan land use designation.

The proposed amendment of Subdivision Map No. 06-S-04 results in a reduction in the number of lots; from the existing fifteen lots to a proposed thirteen lots, and a corresponding rise in the average lot size from 5,140 square feet to 6,821 square feet. The smallest lot increases from 4,158 square feet to 5,686 square feet. With this change in lot characteristics, the amended portion of the Riverside Villas is no longer consistent with the development standards of the PD-4500 (Planned Development) Zone District. Instead, the PD-6000 (Planned Development) Zone District is the correct zone district.

The rezoning and associated entitlements were considered by the Planning Commission at its July 14, 2015 meeting. The City Council introduced the rezoning ordinance at its August 5, 2015 meeting. The second reading and adoption of the rezoning ordinance would complete the rezoning process. A negative declaration was certified for the project in 2005 in conjunction with a rezoning of the property from R1 (Residential) to PD-4500 (Planned Development). The impacts of the current application are less than those anticipated in 2005.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN

The first of the four core vision statements in the Vision Plan is "a well-planned city". The

Council, by considering how this development connects to other developments and how the neighborhood and infrastructure can be maintained, is actively implementing this key concept of the Vision Plan.

FISCAL IMPACT:

None.

REFERENCE MATERIALS:

Planning Commission Resolution No. 1796
Rezoning Ordinance

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING THE OFFICIAL CITY OF MADERA ZONING MAP TO REZONE APPROXIMATELY 2.03 ACRES OF PROPERTY LOCATED IN PROXIMITY TO THE INTERSECTION OF RIVERSIDE DRIVE AND MERCED STREET FROM THE PD-4500 (PLANNED DEVELOPMENT) ZONE DISTRICT TO THE PD-6000 (PLANNED DEVELOPMENT) ZONE DISTRICT.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MADERA AS FOLLOWS:

SECTION 1. The Planning Commission of the City of Madera and this Council have held public hearings upon the rezoning of this property and have determined that the proposed rezoning is consistent with the General Plan as amended and subsequent development will be in conformance with all standards and regulations of the Municipal Code.

SECTION 2. The City of Madera Zoning Map as provided for in Chapter 3 of Title 10 of the Madera Municipal Code is hereby amended as illustrated in the hereto attached Exhibit "A" which indicates the segment of the City of Madera Zoning Map to be amended. Unless the adoption of this amendment to the Zoning Map is lawfully stayed, thirty-one (31) days after adoption of this amendment, the Planning Director and City Clerk shall cause these revisions to be made to the City of Madera Zoning Map which shall also indicate the date of adoption of this revision and be signed by the Planning Director and City Clerk.

SECTION 3. Based upon the testimony and information presented at the hearing, the adoption of the proposed rezoning is in the best interest of the City of Madera, and the Council hereby approves the rezoning based on the following findings:

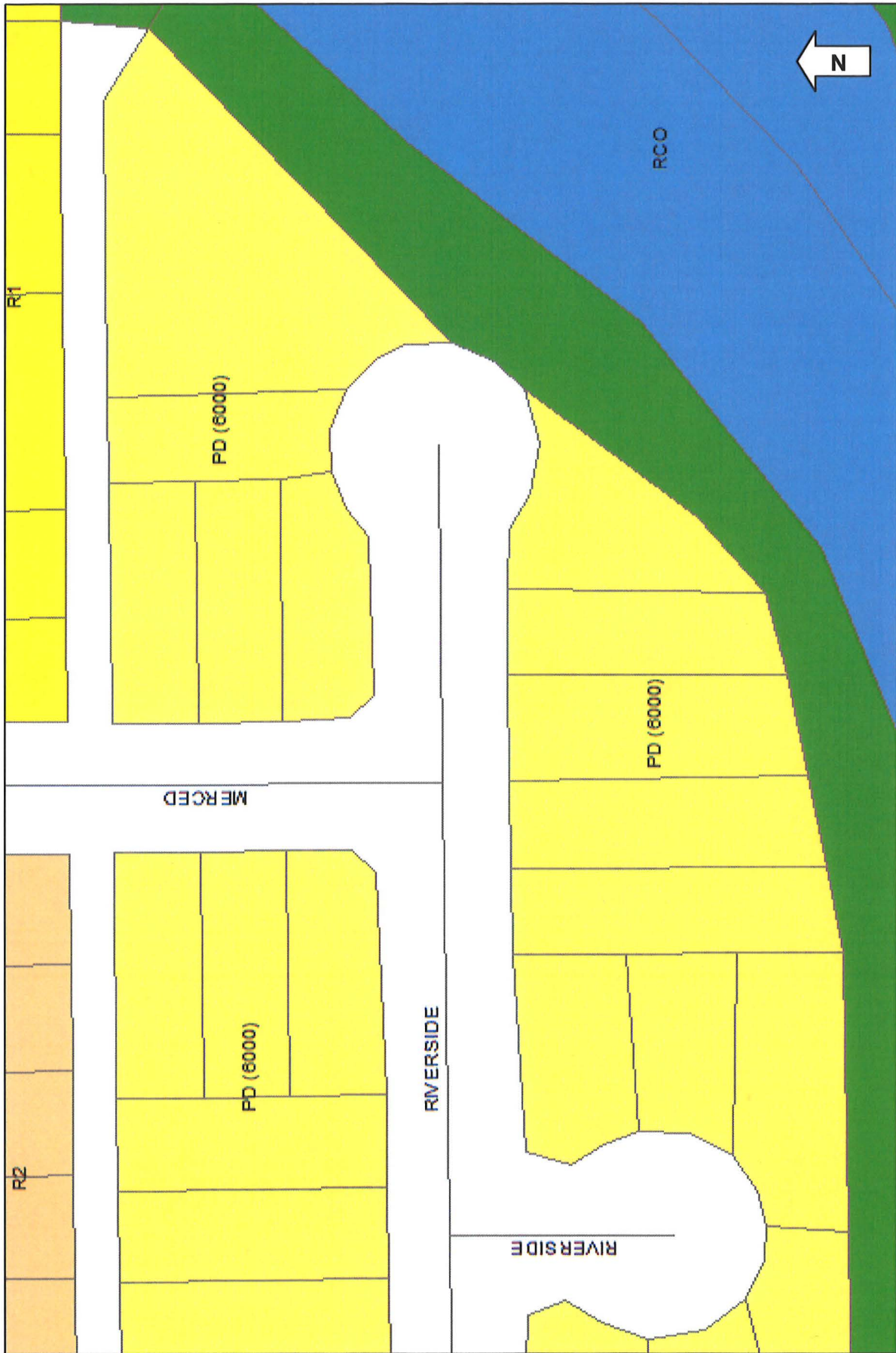
FINDINGS:

1. THE PROPOSED REZONE WILL PROVIDE THE REQUIRED CONSISTENCY BETWEEN THE GENERAL PLAN AMENDMENT AND ZONING.
2. THE REZONE IS NOT EXPECTED TO BE DETRIMENTAL TO THE HEALTH, SAFETY, PEACE, COMFORT OR GENERAL WELFARE OF THE NEIGHBORHOOD OR THE CITY.
3. CITY SERVICES AND UTILITIES ARE AVAILABLE OR CAN BE EXTENDED TO SERVE THE AREA.

SECTION 4. This Ordinance shall be effective and of full force and effect at 12:01 a.m. on the thirty-first day after its passage.

* * * * *

EXHIBIT A



RESOLUTION NO. 1796

RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF MADERA RECOMMENDING TO THE CITY COUNCIL OF THE CITY OF MADERA ADOPTION OF AN ORDINANCE REZONING PROPERTY LOCATED IN PROXIMITY TO THE INTERSECTION OF RIVERSIDE DRIVE AND MERCED STREET FROM THE PD-4500 (PLANNED DEVELOPMENT) ZONE DISTRICT TO THE PD-6000 (PLANNED DEVELOPMENT) ZONE DISTRICT.

WHEREAS, State Law requires that local agencies adopt General Plans containing specific mandatory elements; and

WHEREAS, The City of Madera has adopted a Comprehensive General Plan Update and Environmental Impact Report, and the City of Madera is currently in compliance with State mandates relative to Elements of the General Plan; and

WHEREAS, State law also provides for periodic review, updates, and amendments of its various Plans; and

WHEREAS, a proposal has been made to rezone fifteen parcels encompassing 2.03 acres located in the proximity of the intersection of Riverside Drive and Merced Street., resulting in a change from the PD-4500 (Planned Development) Zone District to the PD-6000 (Planned Development) Zone District, as shown in the attached Exhibit A; and

WHEREAS, the proposed rezone will provide the required consistency between the General Plan and Zoning Ordinance; and

WHEREAS, the Rezone is compatible with the neighborhood and is not expected to be detrimental to the health, safety, peace, comfort or general welfare of the neighborhood or the City; and

WHEREAS, the City of Madera, acting as the Lead Agency, prepared a negative declaration that was certified for the project in 2005 in conjunction with a rezoning of the property from R1 (Residential) to PD 4500 (Planned Development), in compliance with the California Environmental Quality Act; and

WHEREAS, the impacts of the proposed rezone are less than those anticipated within the negative declaration prepared in 2005; and

WHEREAS, the rezoning proposal was distributed for public review and comment to various local agencies and groups, and public notice of this public hearing was given by mailed and published notice, in accordance with the applicable State and Municipal Codes and standard practices; and

WHEREAS, the Planning Commission has completed its review of the Staff Report and documents submitted for the proposed project, evaluated the information contained therein, and considered testimony received as a part of the public hearing process.

NOW THEREFORE BE IT RESOLVED BY THE PLANNING COMMISSION OF THE CITY OF MADERA AS FOLLOWS:

1. The above recitals are true and correct.
2. The Planning Commission hereby recommends that proposed rezoning, as shown in Exhibit A, is consistent with the General Plan and is compatible with adjacent zoning and uses.
3. The Planning Commission hereby recommends the City Council adopt an ordinance rezoning property as indicated on the attached Exhibit A.
4. This resolution is effective immediately.

* * * * *

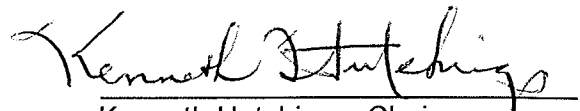
Passed and adopted by the Planning Commission of the City of Madera this 14th day of July, 2015, by the following vote:

AYES: Jim DaSilva, Bruce Norton, Ruben Mendoza, Robert Gran, Jr.,
Pamela Tyler and Kenneth Hutchings


NOES: None

ABSTENTIONS: None

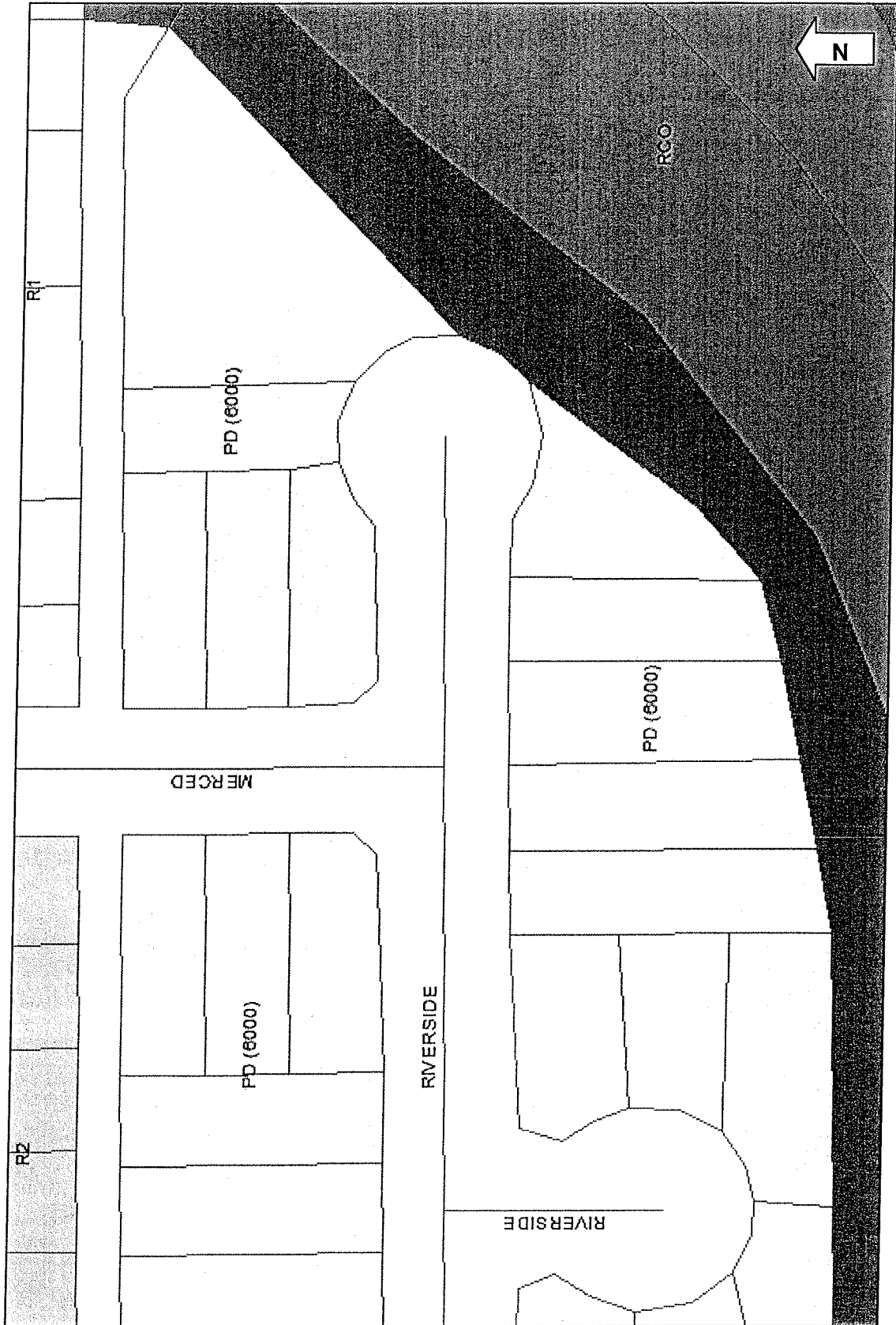
ABSENT: None

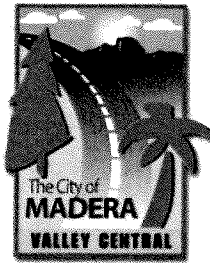

Kenneth Hutchings, Chairperson
City Planning Commission

Attest:


Christopher F. Boyle
Planning Manager

PLANNING COMMISSION RESOLUTION NO. 1796
EXHIBIT 'A'





REPORT TO CITY COUNCIL

Council Meeting of August 19, 2015
Agenda Item Number C-2

Approved by


Department Director


City Administrator

SUBJECT: PUBLIC HEARING AND CONSIDERATION OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA TO APPROVE THE AMENDED MAP FOR RIVERSIDE VILLAS OF MADERA SUBDIVISION NO. 06-S-04.

RECOMMENDATION:

That City Council approve Resolution No. 15- _____:

1. Approving the Amended Map for Riverside Villas of Madera Subdivision.
2. Approve the vacation of the existing storm drain easement.
3. Accepting the dedication of the new storm drain easement.
4. Authorize staff to record the Amended Map.

SUMMARY:

The City of Madera, on January 3, 2007, approved the original final map for Riverside Villas of Madera Subdivision in accordance with the Riverside Villas of Madera Precise Plan #2006-03, for a subdivision of 28 single family residential lots in the PD-4500 (Planned Development) Zone District. Subsequent to approval, the subdivider/builder

built five single family homes on the five lots located in the northwest corner of the subdivision. No homes have since been built on the 23 remaining lots. In April of 2011, those vacant lots were acquired by the Madera Redevelopment Agency, now the Successor Housing Agency to the Former Madera Redevelopment Agency, as was similarly the former ponding basin in July of 2014.

DISCUSSION:

This map amendment excludes the aforementioned five developed lots and nine additional vacant lots at the southwest corner of the subdivision. The new lots in the amended portion have been increased in size from, generally, 4,500 square feet or more, to 6,000 square feet or more. Additionally, the original ponding basin is being filled in and converted into two residential lots. In place of the ponding basin, the roadway drainage will be directed to the Fresno River by way of a filtration system. Development of these larger individual lots within the amended portion of the subdivision will be contingent upon an application for Precise Plan, to be approved by the Planning Commission in advance of development on the lots. The amended map is authorized pursuant to Ca. Government Code 66472.1 and MMC 10-2.901 whereby the local agency finds that there are changes in circumstances that make any or all of the conditions of the map no longer appropriate or necessary and that the modifications do not impose any additional burden on the fee owners of the real property, and the modifications do not alter any right, title, or interest in the real property reflected on the recorded map. The three page amended map is attached herein.

A negative declaration was certified for the project in 2005 in conjunction with a rezoning of the property from R1 (Residential) to PD-4500 (Planned Development). The impacts of the current application are less than those anticipated in 2005.

The Council is also taking action tonight on the rezone of the amended portion of the Riverside Villas subdivision, in order to account for the larger lot sizes and confirm consistency between zoning and the General Plan.

FISCAL IMPACT:

The proposed action will not result in any fiscal impact to the City General Fund.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN:

Subdivisions are not specifically addressed in the vision or action plans. However, some components of this proposed amendment are consistent with the first of the four core vision statements of the Vision Madera 2025 Plan, mandating “a well-planned city.”

Action 134.1 - Consider establishment of design/landscape standards for Neighborhoods and business construction - This proposed subdivision amendment is subject to a landscape maintenance district zone.

RESOLUTION NO. 15-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
MADERA APPROVING THE AMENDED MAP FOR RIVERSIDE
VILLAS OF MADERA, SUBDIVISION MAP NO. 06-S-04.**

WHEREAS, that certain amended map for RIVERSIDE VILLAS OF MADERA, prepared by Harbison International, Inc. for the Successor Housing Agency to the Former Madera Redevelopment Agency, owner of record of said tract, which has heretofore been certified by the City Surveyor and the City Engineer as having met all provisions of California law and of Chapter 2 of Title 10 of the Madera Municipal Code, and that said amended subdivision map as shown, and the proposed rezoning from PD-4500 (Planned Development) Zone District to PD-6000 (Planned Development) Zone District was approved by the Planning Commission of the City of Madera on July 14, 2015.

WHEREAS, the amended map is authorized pursuant to Ca. Government Code 66472.1 and MMC 10-2.901 whereby the local agency finds that there are changes in circumstances that make any or all of the conditions of the map no longer appropriate or necessary and that the modifications do not impose any additional burden on the fee owners of the real property, and the modifications do not alter any right, title, or interest in the real property reflected on the recorded map.

WHEREAS, A negative declaration was certified for the project in 2005 in conjunction with a rezoning of the property from R1 (Residential) to PD-4500 (Planned

Development), and the impacts of the current map amendment are less than those anticipated in 2005.


NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MADERA
HEREBY finds, orders and resolves as follows:

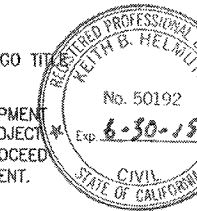
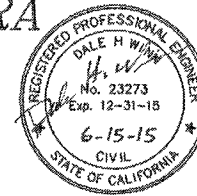
1. The above recitals are true and correct.
2. The City Council conducted a public hearing on this matter on August 19, 2015.
3. The City Council, after considering all the evidence before it including any and all testimony presented at the public hearing on the matter, hereby makes the following findings:
 - a. There are changes in circumstances that make certain conditions of the map no longer appropriate or necessary
 - b. The modifications do not impose any additional burden on the Successor Housing Agency to the Madera Redevelopment Agency as fee owners of the real property
 - c. The modifications do not alter any right, title, or interest in the real property reflected on the recorded map
4. The Amended Map for Riverside Villas of Madera, Subdivision No. 06-S-04 is approved.
5. The vacation of easements as shown on the map is approved.
6. The dedication of public easements as shown on the map is accepted.
7. The staff is authorized to record the Amended Map.
8. This resolution is effective immediately upon adoption.

AMENDED SUBDIVISION NO. 06-S-04 RIVERSIDE VILLAS OF MADERA

(A PLANNED UNIT DEVELOPMENT)

IN THE CITY OF MADERA,
MADERA COUNTY, CALIFORNIA
SURVEYED AND PLATTED BY:

 **Harbison International, Inc.**
Engineers - Surveyors - Planners
2755 E. Shaw Ave., Suite 101, Fresno CA 93710, USA
P.H. (559) 894-7485 PAX (559) 894-7481
MAY, 2015 SHEET ONE OF THREE



OWNER'S STATEMENT

THE UNDERSIGNED, BEING ALL PARTIES HAVING ANY RECORD TITLE INTEREST IN THE LAND WITHIN THIS SUBDIVISION, HEREBY CONSENT TO THE PREPARATION AND RECORDATION OF THIS MAP AND OFFER FOR DEDICATION FOR PUBLIC USE THE PARCELS AND EASEMENTS SPECIFIED ON SAID MAP FOR THE PURPOSES SPECIFIED THEREIN.

THE SUCCESSOR HOUSING AGENCY TO THE FORMER MADERA REDEVELOPMENT AGENCY

BY: James E. Taubert 6-22-15
JAMES E. TAUBERT,
EXECUTIVE DIRECTOR

ENGINEER'S STATEMENT

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF THE CITY OF MADERA AND SUCCESSOR HOUSING AGENCY, IN APRIL, 2014. I HEREBY STATE THAT ALL THE MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS INDICATED OR THAT THEY WILL BE SET IN THOSE POSITIONS BEFORE 5/17/15, AND THAT THE MONUMENTS ARE, OR WILL BE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED, AND THAT THIS FINAL MAP SUBSTANTIALLY CONFORMS TO THE CONDITIONALLY APPROVED TENTATIVE MAP.

Dale H. Winn 6-15-15
DALE H. WINN RCE 23273 (EXPIRES: 12/31/15) DATE

CITY SURVEYOR'S STATEMENT

I, CHRISTIAN M. BACH, CITY SURVEYOR OF THE CITY OF MADERA, HEREBY STATE THAT I AM SATISFIED THAT THIS MAP IS TECHNICALLY CORRECT, PURSUANT TO THE PROVISIONS OF THE SUBDIVISION MAP ACT.

Christian M. Bach 6-17-15
CHRISTIAN M. BACH DATE
CITY SURVEYOR
RCE 18715 EXPIRES: 06/30/2015

CITY ENGINEER'S STATEMENT

I, KEITH BRENT HELMUTH, CITY ENGINEER OF THE CITY OF MADERA, HEREBY STATE THAT I HAVE CAREFULLY EXAMINED THIS MAP, THAT THE SUBDIVISION AS SHOWN IS SUBSTANTIALLY THE SAME AS IT APPEARED ON THE TENTATIVE MAP, IF REQUIRED, AND ANY APPROVED ALTERATIONS THEREOF, AND THAT ALL PROVISIONS OF THE SUBDIVISION MAP ACT AND ALL LOCAL ORDINANCES APPLICABLE AT THE TIME OF APPROVAL OF THE TENTATIVE MAP, IF REQUIRED, HAVE BEEN MET.

Keith B. Helmuth 6-17-15
KEITH B. HELMUTH, RCE 50192, EXPIRES 06/30/15 DATE
CITY ENGINEER

DEVELOPMENT REVIEW COMMITTEE CERTIFICATE

I, CHRISTOPHER F. BOYLE, SECRETARY OF THE DEVELOPMENT REVIEW COMMITTEE OF THE CITY OF MADERA, STATE OF CALIFORNIA, HEREBY CERTIFY THAT SAID PLANNING COMMISSION CONDITIONALLY APPROVED THE TENTATIVE MAP ON THE 11TH DAY OF April, 2014.

Chris Boyle 8/18/15
SECRETARY, CITY OF MADERA DEVELOPMENT REVIEW COMMITTEE DATE

CITY CLERK'S CERTIFICATE

I, SONIA ALVAREZ, CITY CLERK OF THE CITY OF MADERA, HEREBY CERTIFY THAT THE CITY COUNCIL OF THE CITY OF MADERA, COUNTY OF MADERA, STATE OF CALIFORNIA, BY RESOLUTION No. _____ ADOPTED AT THE MEETING OF SAID COUNCIL DULY CONVENED AND HELD ON THE ____ DAY OF _____, DID APPROVE THE WITHIN MAP (AND ACCEPTED ON BEHALF OF THE PUBLIC, SUBJECT TO CONSTRUCTION, ALL PARCELS OF LAND OFFERED FOR DEDICATION FOR PUBLIC USE IN CONFORMITY WITH THE TERMS OF THE OFFER OF DEDICATION). IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND OFFICIAL SEAL OF SAID CITY THIS ____ DAY OF _____

MADERA CITY CLERK DATE

RECORDER'S STATEMENT

DOCUMENT No.: _____
FILED THIS _____ DAY OF _____, 2015, AT _____ M IN VOLUME _____
OF PLATS, AT PAGE(S) _____, MADERA COUNTY RECORDS, AT THE REQUEST OF
HARBISON INTERNATIONAL, INC.
FEE: \$ _____
REBECCA MARTINEZ
MADERA COUNTY RECORDER

BY: _____
DEPUTY COUNTY RECORDER

LEGAL DESCRIPTION

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE CITY OF MADERA, COUNTY OF MADERA, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

PARCELS 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19 AND OUTLOT A OF SUBDIVISION NO. 06-S-04, RIVERSIDE VILLAS OF MADERA, IN THE CITY OF MADERA, COUNTY OF MADERA, STATE OF CALIFORNIA, ACCORDING TO THE MAP THEREOF RECORDED IN BOOK 56, PAGES 142 AND 143 OF MAPS, MADERA COUNTY RECORDS.

APN: 005-014-008 TO 021 & 005-014-031

THIS PROPERTY IS SUBJECT TO THE FOLLOWING:

THE FOLLOWING ITEMS ARE NUMBERED AS PER THE TITLE REPORT PREPARED BY CHICAGO TITLE COMPANY AS REPORT NO. 10-50407804-8-TL DATED JUNE 23, 2014

12. THE FACT THAT SAID LAND IS INCLUDED WITHIN A PROJECT AREA OF THE REDEVELOPMENT AGENCY SHOWN BELOW, AND THAT PROCEEDINGS FOR THE REDEVELOPMENT OF SAID PROJECT HAVE BEEN INSTITUTED UNDER THE REDEVELOPMENT LAW (SUCH REDEVELOPMENT TO PROCEED ONLY AFTER THE ADOPTION OF THE REDEVELOPMENT PLAN) AS DISCLOSED BY A DOCUMENT.

REDEVELOPMENT AGENCY: CITY OF MADERA
RECORDED: MAY 16, 2000, INSTRUMENT NO 2000011320, OF OFFICIAL RECORDS
(NOT PLOTTABLE)

14. EASEMENT(S) FOR THE PURPOSE(S) SHOWN BELOW AND RIGHTS INCIDENTAL THERETO AS GRANTED IN A DOCUMENT.

GRANTED TO: CITY OF MADERA
PURPOSE: PUBLIC TRAIL AND ITS IMMUNITIES DEEMED NECESSARY
RECORDED: MARCH 22, 2002, INSTRUMENT NO. 2002009387, OF OFFICIAL RECORDS
AFFECTS: AS STATED THEREIN

15. MATTERS CONTAINED IN THAT CERTAIN DOCUMENT ENTITLED "COVENANT LANDSCAPE MAINTENANCE DISTRICT ZONE OF BENEFIT 48" DATED NONE SHOWN, EXECUTED BY AND BETWEEN THE CITY OF MADERA AND RIVERSIDE VILLAS OF MADERA, L.P., A CALIFORNIA LIMITED PARTNERSHIP, RECORDED FEBRUARY 5, 2007, INSTRUMENT NO. 2007005192, OF OFFICIAL RECORDS.

REFERENCE IS HEREBY MADE TO SAID DOCUMENT FOR FULL PARTICULARS.
(NOT PLOTTABLE)

17. EASEMENT(S) FOR THE PURPOSE(S) SHOWN BELOW AND RIGHTS INCIDENTAL THERETO AS DELINEATED OR AS OFFERED FOR DEDICATION, ON THE MAP OF SAID TRACT.

PURPOSE: PUBLIC UTILITIES
AFFECTS: PARCEL 1, AS SHOWN ON SAID MAP

PURPOSE: PRIVATE PONDING BASIN
AFFECTS: PARCEL 1

PURPOSE: PUBLIC STREET AND UTILITY PURPOSES
AFFECTS: PARCEL 2

NOTARY'S CERTIFICATE

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF CALIFORNIA) SS
COUNTY OF MADERA) SS

ON 6/22/2015 BEFORE ME, CLAUDIA MENDOZA, NOTARY PUBLIC, PERSONALLY APPEARED JAMES E. TAUBERT, WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND AND OFFICIAL SEAL.

NAME CLAUDIA MENDOZA

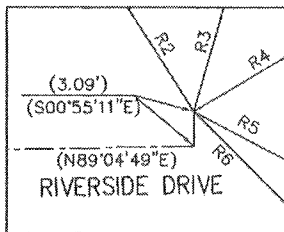
SIGNATURE Claudia Mendoza

COMMISSION NUMBER: 2016078 EXPIRES: 3/29/2017 COUNTY OF: MADERA



BASIS OF BEARINGS

THE NORTH LINE OF THE SOUTHWEST QUARTER OF SECTION 18, TOWNSHIP 11 SOUTH, RANGE 18 EAST, M.D.B.&M., (ALSO THE SOUTH LINE OF LOT 7 OF WILLIAM B. MEIKLE TRACT) IS TAKEN TO BE N 89°05'00" E, AS SHOWN ON THE MAP OF WILLIAM B. MEIKLE TRACT, RECORDED IN VOLUME 4 OF MAPS AT PAGE 58, MADERA COUNTY RECORDS.



DETAIL "A"

SCALE: 1"=10'

EXISTING PARCELIZATION PRIOR TO AMENDMENT SUBDIVISION NO.06-S-04 RIVERSIDE VILLAS OF MADERA (A PLANNED UNIT DEVELOPMENT)

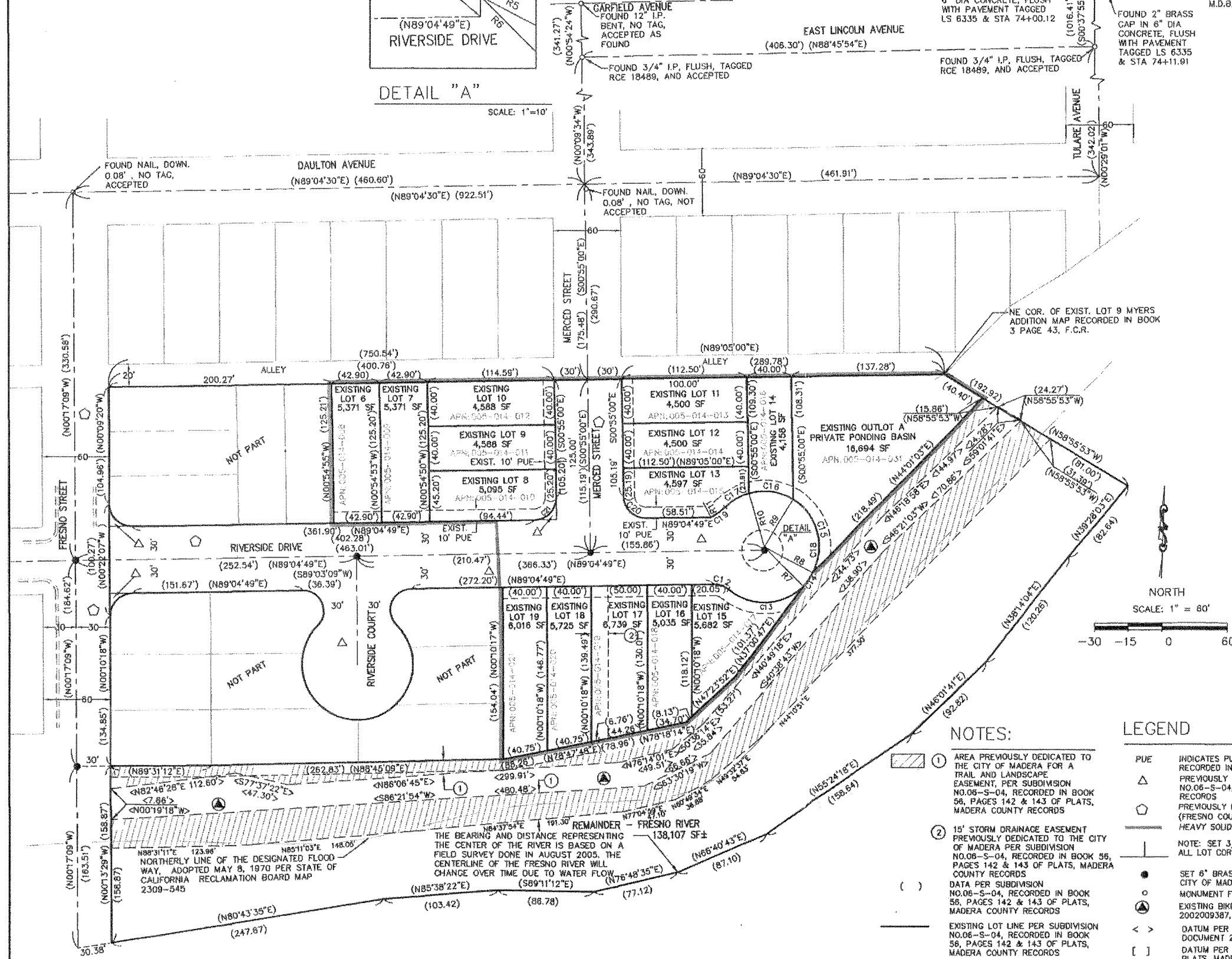
IN THE CITY OF MADERA, MADERA COUNTY, CALIFORNIA
 SURVEYED AND PLATTED BY:
Harbison International, Inc.
 Engineers - Surveyors - Planners
 2755 E. Shaw Ave., Suite 101, Fresno CA 93710, USA
 P.H. (559) 894-7485 FAX (559) 894-7481
 MAY, 2015 SHEET TWO OF THREE

EXISTING CURVE TABLE

CURVE	LENGTH	RADIUS	DELTA
C1	31.53	21.21	85°10'39"
C2	31.68	20.00	90°45'51"
C3	41.51	18.20	130°41'15"
C4	30.62	50.00	35°05'20"
C5	51.95	50.00	59°31'51"
C6	37.81	50.00	43°19'29"
C7	36.39	50.00	41°41'50"
C8	56.83	50.00	65°07'19"
C9	23.36	50.00	26°45'59"
C10	236.96	50.00	271°31'48"
C11	44.44	19.00	134°00'38"
C12	14.20	20.00	40°40'14"
C13	74.11	50.00	84°55'12"
C14	14.91	50.00	17°05'09"
C15	75.45	50.00	86°27'42"
C16	41.62	50.00	47°41'38"
C17	24.86	50.00	28°29'15"
C18	230.95	50.00	264°38'54"
C19	15.60	34.00	16°33'12"
C20	31.42	20.00	90°00'11"
C21	31.49	20.44	88°15'59"

EXISTING RADIAL TABLE

LINE	LENGTH	BEARING
R1	18.20	S50°13'56"E
R2	50.00	N78°29'21"W
R3	50.00	S41°58'48"W
R4	50.00	S01°20'41"E
R5	50.00	S43°02'31"E
R6	50.00	N71°50'10"E
R7	50.00	S45°10'09"E
R8	50.00	S62°15'18"E
R9	50.00	N31°17'00"E
R10	50.00	N16°24'36"W
R11	54.00	S28°20'31"E
R12	50.00	N43°24'01"W



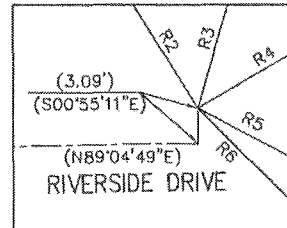
- NOTES:**
- AREA PREVIOUSLY DEDICATED TO THE CITY OF MADERA FOR A TRAIL AND LANDSCAPE EASEMENT, PER SUBDIVISION NO.06-S-04, RECORDED IN BOOK 56, PAGES 142 & 143 OF PLATS, MADERA COUNTY RECORDS
 - 15' STORM DRAINAGE EASEMENT PREVIOUSLY DEDICATED TO THE CITY OF MADERA PER SUBDIVISION NO.06-S-04, RECORDED IN BOOK 56, PAGES 142 & 143 OF PLATS, MADERA COUNTY RECORDS

- LEGEND**
- PUE INDICATES PUBLIC UTILITY EASEMENT PREVIOUSLY DEDICATED PER SUBDIVISION NO.06-S-04, RECORDED IN BOOK 56, PAGES 142 & 143 OF PLATS, MADERA COUNTY RECORDS
 - △ PREVIOUSLY DEDICATED FOR PUBLIC STREET AND UTILITY PURPOSES PER SUBDIVISION NO.06-S-04, RECORDED IN BOOK 56, PAGES 142 & 143 OF PLATS, MADERA COUNTY RECORDS
 - PREVIOUSLY DEDICATED MYERS ADDITION RECORDED FEBRUARY 21, 1888, PLATS VOLUME 43 (FRESNO COUNTY RECORDS) MADERA COUNTY RECORDS
 - HEAVY SOLID LINE INDICATES THE LIMITS OF THIS SUBDIVISION
 - NOTE: SET 3/4" IRON PIPE, 30" LONG, 6" DOWN, TAGGED R.C.E. 23273 FOR ALL LOT CORNERS AND AT THE BEGINNING AND END OF ALL CURVES
 - SET 6" BRASS CAP SURVEY MONUMENT IN CONCRETE WITH 1/2 REBAR 20" LONG PER CITY OF MADERA STD. E-1
 - MONUMENT FOUND AS DESCRIBED
 - ▲ EXISTING BIKE TRAIL EASEMENT RECORDED MARCH 22, 2002, AS DOCUMENT 2002009387, MADERA COUNTY RECORDS.
 - < > DATUM PER EXISTING BIKE TRAIL EASEMENT RECORDED MARCH 22, 2002, AS DOCUMENT 2002009387, MADERA COUNTY RECORDS.
 - [] DATUM PER CHEZICK SUBDIVISION NO. 1, RECORDED IN BOOK 20, PAGE 17 OF PLATS, MADERA COUNTY RECORDS

Revised
 DATE: 3-17-15
 DATE: 5-14-15
 JOB 05-185
 DATE: 1-29-07

BASIS OF BEARINGS

THE NORTH LINE OF THE SOUTHWEST QUARTER OF SECTION 18, TOWNSHIP 11 SOUTH, RANGE 18 EAST, M.D.B.&M., (ALSO THE SOUTH LINE OF LOT 7 OF WILLIAM B. MEIKLE TRACT) IS TAKEN TO BE N 89°05'00" E, AS SHOWN ON THE MAP OF WILLIAM B. MEIKLE TRACT, RECORDED IN VOLUME 4 OF MAPS AT PAGE 58, MADERA COUNTY RECORDS.



DETAIL "A"
SCALE: 1"=10'

AMENDED SUBDIVISION NO.06-S-04 RIVERSIDE VILLAS OF MADERA
(A PLANNED UNIT DEVELOPMENT)
IN THE CITY OF MADERA, MADERA COUNTY, CALIFORNIA
SURVEYED AND PLATTED BY:
Harbison International, Inc.
Engineers - Surveyors - Planners
2765 E. Shaw Ave., Suite 101, Fresno CA 93710, USA
P.H. (559) 294-7485 FAX (559) 294-7481
MAY, 2015 SHEET THREE OF THREE

Line Table

Line #	Length	Direction
R1	54.00'	S28°20'31"E
R2	50.00'	N32°03'22"W
R3	50.00'	N16°12'13"E
R4	50.00'	N59°34'42"E
R5	50.00'	S62°15'18"E
R6	50.00'	S45°10'09"E

Curve Table

Curve #	Length	Radius	Delta	Chord
C1	31.49'	20.44'	88°15'59"	28.47'
C2	31.42'	20.00'	90°00'11"	28.29'
C3	15.60'	54.00'	16°33'20"	15.55'
C4	11.21'	50.00'	12°50'28"	11.18'
C5	42.11'	50.00'	48°15'36"	40.88'
C6	37.85'	50.00'	43°22'28"	36.95'
C7	50.76'	50.00'	58°10'00"	48.61'
C8	14.91'	50.00'	17°05'09"	14.85'
C9	74.11'	50.00'	64°55'12"	67.51'
C10	14.20'	20.00'	40°40'14"	13.90'

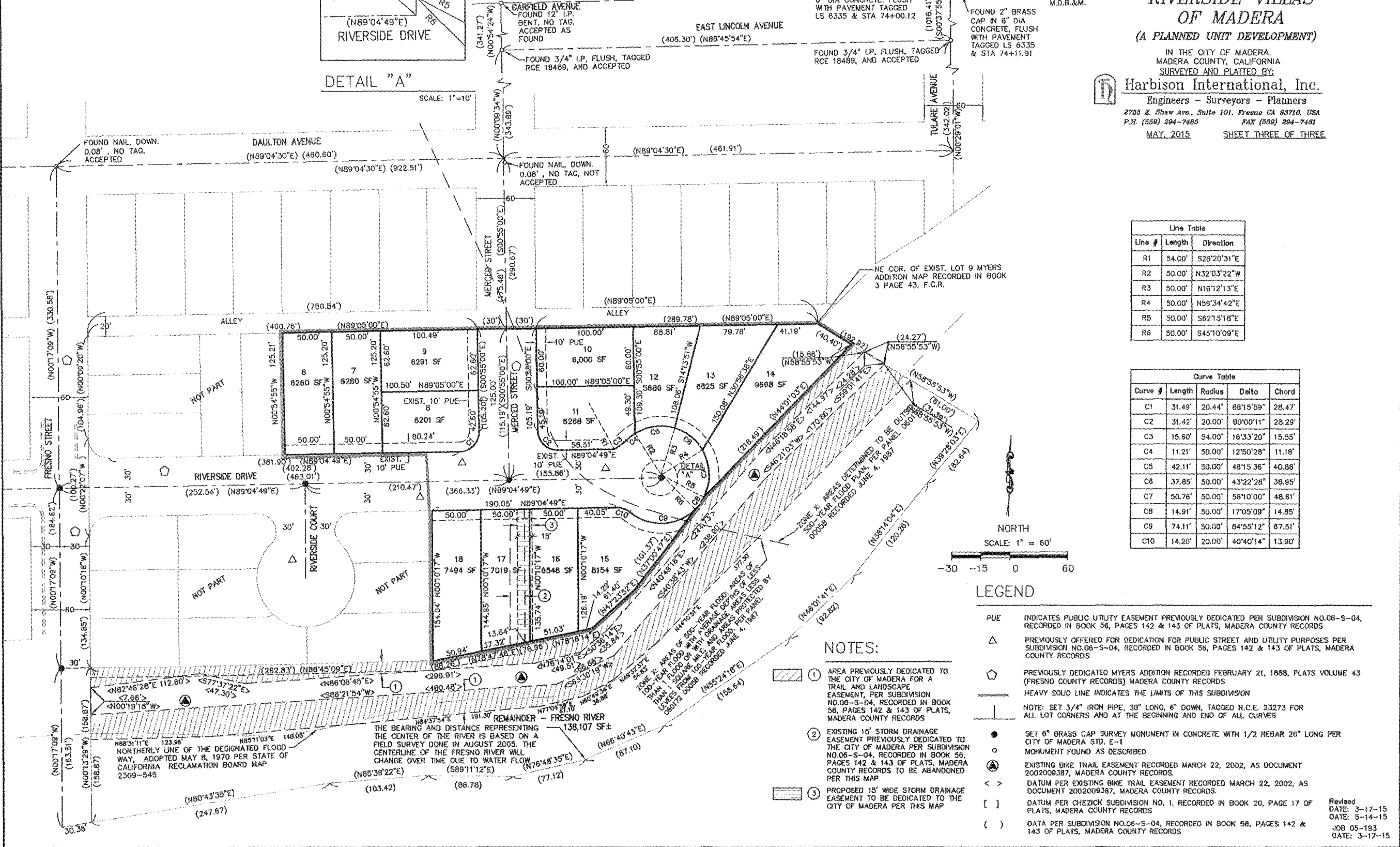


LEGEND

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- () DATA PER SUBDIVISION NO.06-S-04, RECORDED IN BOOK 56, PAGES 142 & 143 OF PLATS, MADERA COUNTY RECORDS

NOTES:

- ① AREA PREVIOUSLY DEDICATED TO THE CITY OF MADERA FOR A TRAIL AND LANDSCAPE EASEMENT, PER SUBDIVISION NO.06-S-04, RECORDED IN BOOK 56, PAGES 142 & 143 OF PLATS, MADERA COUNTY RECORDS
- ② EXISTING 15' STORM DRAINAGE EASEMENT PREVIOUSLY DEDICATED TO THE CITY OF MADERA PER SUBDIVISION NO.06-S-04, RECORDED IN BOOK 56, PAGES 142 & 143 OF PLATS, MADERA COUNTY RECORDS TO BE ABANDONED PER THIS MAP
- ③ PROPOSED 15' WIDE STORM DRAINAGE EASEMENT TO BE DEDICATED TO THE CITY OF MADERA PER THIS MAP



Revised
DATE: 3-17-15
DATE: 5-14-15
JOB 05-193
DATE: 3-17-15

REPORT TO CITY COUNCIL

Approved By:


Department Director

Council Meeting of August 19, 2015
Agenda Item Number C-3


City Administrator

SUBJECT: Second Reading and Consideration of Adoption of an Ordinance of the City Council of the City of Madera, California, Amending Title IX of the Madera Municipal Code to add Chapter 4 to provide an expedited streamlined permitting process for small residential rooftop solar systems.

RECOMMENDATION:

That the City Council consider the Adoption of an Ordinance Amending Title IX of the Madera Municipal Code to add Chapter 4.

SUMMARY:

The City of Madera Building Division recommends the adoption. This Ordinance is an update to the currently adopted California State provisions and was introduced on August 5, 2015.

DISCUSSION:

In September of 2014 Governor Brown signed into law the Solar Permitting Efficiency Act (Assembly Bill 2188). This Act requires local governments to adopt an administrative ordinance creating an expedited permit process for rooftop solar installations. Under the law the local ordinance must “substantially conform” to the guidebook drafted by the Governor’s Office of Planning and Research. The intent of “substantially conform” is intended to provide latitude for local governments to address local issues and concerns while still meeting the goal of streamlining the permitting process.

The overall goals of the Act are to improve the ease, cost and efficiency of obtaining permits for rooftop solar installations. The belief is that the guidelines will make solar power more accessible to California Residents, and thereby provide cleaner energy throughout the State.

FISCAL IMPACT:

The fiscal impact to the City's General Fund remains the same.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN

This change is consistent with the goals of the Vision Plan to “ensure sufficient economic resources to provide adequate City services and prepare for future growth.”

ORDINANCE NO. _____ C.S.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA,
CALIFORNIA, AMENDING TITLE IX OF THE MADERA MUNICIPAL
CODE TO ADD CHAPTER 4 TO PROVIDE AN EXPEDITED,
STREAMLINED PERMITTING PROCESS FOR SMALL RESIDENTIAL
ROOFTOP SOLAR SYSTEMS

WHEREAS, the City Council of the City of Madera recognizes the importance of “green technology” and by this Ordinance, seeks to implement Assembly Bill 2188 by creating an expedited, streamlined permitting process for small residential rooftop solar energy systems.

THE CITY COUNCIL OF THE CITY OF MADERA DOES ORDAIN AS FOLLOWS:

SECTION 1. Environmental Determination. The project is exempt from environmental review per CEQA Guidelines under the General Rule (Section 15061(b)(3)). The project involves updates and revisions to existing regulations. The proposed code amendments are consistent with California Law, specifically Government Code section 65850.5 and Civil Code section 714. It can be seen with certainty that the proposed Municipal Code text amendments will have no significant negative effect on the environment.

SECTION 2. Chapter 4 of Title IX, of the City of Madera’s Municipal Code, establishing an expedited, streamlined permitting process for Small Residential Rooftop Solar Systems, is hereby added to read as follows:

Chapter 9
EXPEDITED PERMIT PROCESS FOR
SMALL RESIDENTIAL ROOFTOP SOLAR SYSTEMS

9-4.01 Purpose and Intent.

The purpose of the chapter is to provide an expedited, streamlined solar permitting process that complies with the Solar Rights Act and AB 2188 (Chapter 521, Statutes 2014, CA Government Code Section 65850.5) in order to achieve timely and cost-effective installations of small residential rooftop solar energy systems. This chapter encourages the use of solar systems by removing unreasonable barriers, minimizing costs to property owners and the city and expanding the ability of property owners to install solar energy systems. This chapter allows the city to achieve these goals while protecting the public health and safety.

9-4.02 Definitions .

As used in this chapter:

(A) “*Solar Energy System*” means either of the following:

(1) Any solar collector or other solar energy device whose primary purpose is to provide for the collection, storage, and distribution of solar energy for space heating, space cooling, electric generation, or water heating.

(2) Any structural design feature of a building, whose primary purpose is to provide for the collection, storage, and distribution of solar energy for electricity generation, space heating or cooling, or for water heating.

(B) “*Small residential rooftop solar energy system*” means all of the following:

(1) A solar energy system that is no larger than 10 kilowatts alternating current nameplate rating or 30 kilowatts thermal.

(2) A solar energy system that conforms to all applicable state fire, structural, electrical, and other building codes as adopted or amended by the City, and all state and City health and safety standards.

(3) A solar energy system that is installed on a single or two family dwelling.

(4) A solar panel or module array that does not exceed the maximum legal building height as defined by the City.

(C) “*Electronic submittal*” means the utilization of electronic e-mail or submittal via the internet.

(D) “*Specific, adverse impact*” means a significant, quantifiable, direct, unavoidable impact, based on objective, identified, and written public health or safety standards, policies, or conditions as they existed on the date the application was deemed complete.

(E) “*Reasonable restrictions*” on a solar energy system are those restrictions that do not significantly increase the cost of the system or significantly decrease its efficiency or specified performance, or that allow for an alternative system of comparable cost, efficiency, and energy conservation benefits.

(F) “*Restrictions that do not significantly increase the cost of the system or decrease its efficiency or specified performance*” means:

(1) For Water Heater Systems or Solar Swimming Pool Heating Systems: an amount exceeding 10 percent of the cost of the system, but in no case more than one thousand dollars (\$1,000), or decreasing the efficiency of the solar energy system by an amount exceeding 10 percent, as originally specified and proposed.

(2) For Photovoltaic Systems: an amount not to exceed one thousand dollars (\$1,000) over the system cost as originally specified and proposed, or a decrease in system efficiency of an amount exceeding 10 percent as originally specified and proposed.

9-4.03 Applicability.

(A) This chapter applies to the permitting of all small residential rooftop solar energy systems in the city.

(B) Small residential rooftop solar energy systems legally established or permitted prior to the effective date of the ordinance codified in this chapter are not subject to the requirements of this chapter unless physical modifications or alterations are undertaken that materially change the size, type, or components of a small rooftop energy system in such a way as to require new permitting. Routine operation and maintenance or like-kind replacements shall not require a permit.

(C) A use permit and/or architectural review may be required for properties on the City’s list of historic resources as deemed necessary by the Community Development Director.

9-4.04 Solar Energy System Requirements.

(A) All solar energy systems shall meet applicable health and safety standards and requirements imposed by the state and the City.

(B) Solar energy systems for heating water in single-family residences and for heating water in commercial or swimming pool applications shall be certified by an accredited listing agency as defined by the California Plumbing and Mechanical Code.

(C) Solar energy systems for producing electricity shall meet all applicable safety and performance standards established by the California Electrical Code, the Institute of Electrical and Electronics Engineers, and accredited testing laboratories such as Underwriters Laboratories and, where applicable, rules of the Public Utilities Commission regarding safety and reliability.

9-4.05 Applications and Documents.

(A) All documents required for the submission of an expedited solar energy system application shall be made available on the City website.

(B) Electronic submittal of the required permit application and documents by email, or the Internet shall be made available to all small residential rooftop solar energy system permit applicants.

(C) The city's Building and Safety Division shall adopt a standard plan and checklist of all requirements with which small residential rooftop solar energy systems shall comply to be eligible for expedited review.

(D) The small residential rooftop solar system permit process, standard plan(s), and checklist(s) shall substantially conform to recommendations for expedited permitting, including the checklist and standard plans contained in the most current version of the *California Solar Permitting Guidebook* adopted by the Governor's Office of Planning and Research.

9-4.06 Permit Review and Inspection Requirements.

(A) The Community Development Director shall implement an administrative, nondiscretionary review process to expedite approval of small residential rooftop solar energy systems. The Building Division shall issue a building permit, the issuance of which is nondiscretionary, on the same day for over-the-counter applications or within 1-3 business days for electronic applications upon receipt of a complete application that meets the requirements of the approved checklist and standard plan. The Chief Building Official may require an applicant to apply for an Administrative Use Permit if the official finds, based on substantial evidence, that the solar energy system could have a specific, adverse impact upon the public health and safety. Such decisions may be appealed to the city Planning Commission.

(B) Review of the application shall be limited to the Chief Building Official's review of whether the application meets local, State, and Federal health and safety requirements.

(C) If an Administrative Use Permit is required, the city may deny such application if it makes written findings based upon substantive evidence in the record that the proposed installation could have a specific, adverse impact upon public health or safety and there is no feasible method to satisfactorily mitigate or avoid, as defined, the adverse impact. Such findings shall include the basis for the rejection of the potential feasible alternative for preventing the adverse impact. Such decisions may be appealed to the city Planning Commission.

(D) Any condition imposed on an application shall be designed to mitigate the specific, adverse impact upon health and safety at the lowest possible cost.

(E) “*A feasible method to satisfactorily mitigate or avoid the specific, adverse impact*” includes, but is not limited to, any cost-effective method, condition, or mitigation imposed by the City on another similarly situated application in a prior successful application for a permit. The City shall use its best efforts to ensure that the selected method, condition, or mitigation meets the conditions of subparagraphs (A) and (B) of paragraph (1) of subdivision (d) of Section 714 of the Civil Code defining restrictions that do not significantly increase the cost of the system or decrease its efficiency or specified performance.

(F) If an application is deemed incomplete, a written correction notice detailing all deficiencies in the application and any additional information or documentation required to be eligible for expedited permit issuance shall be sent to the applicant for resubmission.

(G) Only one inspection shall be required and performed by the Building and Safety Division for small residential rooftop solar energy systems eligible for expedited review.

(H) The inspection shall be done in a timely manner and should include consolidated inspections.

(I) If a small residential rooftop solar energy system fails inspection, a subsequent inspection is authorized.

SECTION 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or void for any other reason.

SECTION 4. This Ordinance shall be effective and of full force and effect at 12:01 a.m. on the thirty-first day after its passage.

* * * * *

REPORT TO THE CITY COUNCIL

COUNCIL MEETING OF August 19, 2015

AGENDA ITEM NUMBER D-1

APPROVED BY

Steve Frazier
DEPARTMENT HEAD

[Signature]
CITY ADMINISTRATOR

SUBJECT: CONSIDERATION OF A WRITTEN REQUEST BY THE ORIGINAL MADERA KIWANIS CLUB SEEKING COUNCIL APPROVAL TO COVER THE COST OF POLICE AND PUBLIC WORKS FEES IN CONJUNCTION WITH THE OLD TIMERS DAY PARADE

RECOMMENDATION:

It is the recommendation of staff that Council approve the participation of Police and Public Works for traffic and clean-up at no cost to the Kiwanis Club in association with the Old Timers Day Parade.

SUMMARY:

The Original Madera Kiwanis Club will be sponsoring the annual Old Timers' Day Parade on September 26, 2015 from 10:00am to 12:00pm. It has been the practice of the Council to recognize this function as a community event and help defray some of the costs associated with this event.

DISCUSSION:

Mr. Cliff Miller, president of the Madera Kiwanis Club, has requested the City Council cover the cost associated with police and Public Works involvement with the event, i.e. traffic and crowd control and any potential clean up (letter attached hereto). The Department is prepared, at the direction of Council, to perform their roles in relation to this event.

The Kiwanis Club will be required to obtain the appropriate encroachment permits for use of city streets as part of the parade route.

As is City policy, insurance binders (Special Events Insurance) to transfer liability and property damage claims from the City to parade sponsors are to be provided by the Madera Kiwanis Club.

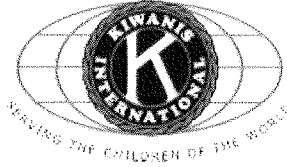
FINANCIAL IMPACT:

The cost of providing City services to assist with traffic and crowd control, PD, is estimated at \$1,498 to pay for overtime and straight time for four officers and \$600 for equipment and personnel, Public Works. It is this amount, \$2,098, that the Madera Kiwanis Club is petitioning the Council for relief.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN:

City participation in the annual Old Timers Parade supports the following Vision 2025 strategies:

- Strategy 317: “Develop and encourage festival, gathering, and events . . .”.
- Strategy 332: “Expand comprehensive services for Madera’s youth . . .”
- Strategy 313: “Provide year-round programs fostering community pride. . .”.



MADERA KIWANIS CLUB

August 9, 2015

David Tooley
City Administrator
City of Madera
205 W. 4th Street
Madera, CA 93637

Dear Mr. Tooley,

The Madera Kiwanis Club is producing the annual "Old Timers Day Parade", scheduled to occur September 26, 2015 from 10:00am to 12:00pm with staging starting at 8:00am.

The parade requires extra police services and barricades to control traffic in the parade area. We also request cleaning of the sidewalks prior to the parade and cleanup after the parade by the Public Works Department. The Kiwanis Club will be paying for the barricades and detour signage and it is our hope that the city will once again cover the cost associated with the extra police and public works services.

As you know the Madera Kiwanis Club is a not for profit entity and all money earned through this event will be provided back to the community through scholarships, projects and other endeavors that serve our youth and community.

We would be deeply appreciative if you would present our request to the City Council.

Should you need additional information I can be reached at [871-1411](tel:871-1411). I would also appreciate a notice on when our request will be presented to the Council so I may be in attendance in order to answer any questions.

Thank you for your time!

Sincerely,

Cliff Miller
Madera Kiwanis Club
President

REPORT TO CITY COUNCIL

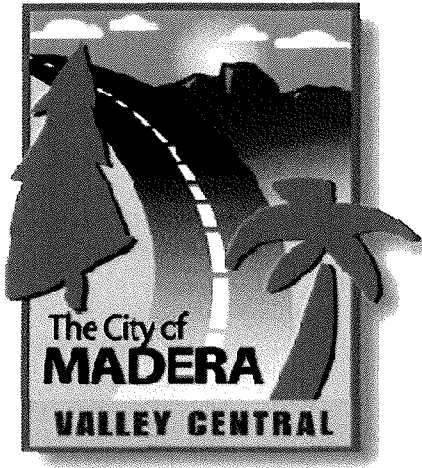
MEETING DATE: August 19, 2015

AGENDA ITEM NUMBER: E-1

Approved By:


PUBLIC WORKS DIRECTOR


CITY ADMINISTRATOR



SUBJECT:

Weekly Water Conservation Reports

RECOMMENDATION:

Staff recommends that the Council review the attached weekly report of water conservation activities and progress in reducing residential water consumption.

SUMMARY/ DISCUSSION:

The attached weekly report for August 3rd – 9th is being presented to the Council in order to keep everyone informed of ongoing efforts and resulting reductions in residential consumption. The report for August 10th – 16th is to be distributed via email. The information is intended to illustrate:

- Week's reduction of water consumption in comparison to the same week in 2013
- Cumulative progress, starting from June 1st, in meeting the State's 28% reduction mandate
- Comparison of current temperatures and precipitation to conditions in 2013
- Description of public informational activities
- Summary of public service requests related to water
- Summary of water restriction enforcement activities
- Chart of day by day comparisons of 2015, and target consumption data

Prior to the Council meeting the newly completed weekly report which sequentially follows the one included with this report will be provided to the council.

FINANCIAL IMPACT:

The expenses for implementing and administering these water conservation activities occur within the Water Fund and does not impact the General Fund.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN:

The proposed action is not specifically addressed as part of the Plan, but is not in conflict with it and is sympathetic of the underling principals of the 2025 Plan.



Week's Conservation Avg. 28%	Today's High 95° 10 day forecast Avg. High 97°
Aug. Conservation Avg. 28%	Week's Avg. High 95° from 2013 Avg. High

General Water Conservation News:

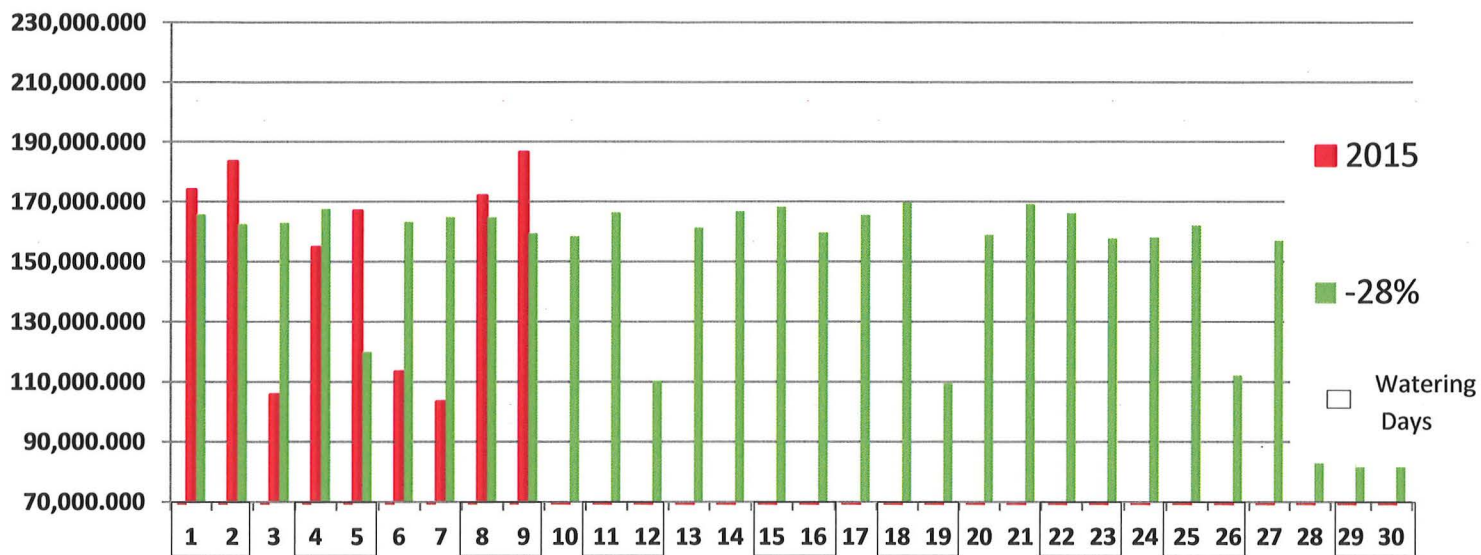
The cooler weather continued to influence water conservation. The rebate programs were advertised in the Utility Billing News Letter and are available on the City's web site.

Public Service Requests:

- Approximate 30 calls were received this week reporting water wasting (not leak calls)
- 3 Calls were received regarding water and City facilities
 - 5 Leaks were reported:
 - 4 repaired in less than 3 business days of being reported (No underground excavation)
 - 1 repaired within 3 business days of being reported
 - 0 repaired within 4 business days of being reported
 - 0 repaired within more than 4 business days of being reported

An estimated 21 calls were received this week requesting information regarding water issues. There were 2 customer inquiries regarding consumption which resulted in leak discovery. Internal evaluations resulted in repairs of meters and resolution of various meter related issues at 8 properties. We had 6 customer contacts regarding rebate opportunities and received 1 rebate application.

- 16 Contacts with the Public to educate and provide advice
- 1 Verbal warnings issued
- 24 Citations issued:
 - 19 1st offenses (\$75)
 - 5 2nd offenses (\$250)
 - 0 3rd or more offense (\$500)



**Adjusted to align days of week*

CITY COUNCIL REPORT

Agenda Number E-2
Meeting Date August 19, 2015



City Administrator

SUBJECT: REQUEST FOR DIRECTION REGARDING A PUBLIC SAFETY TAX

BACKGROUND

The County of Madera is currently considering placing a half cent sales tax measure on the June 2016 ballot. As currently envisioned the use of funds would be limited to public safety. Madera County has enquired as to whether the City would like to participate in the proposed tax measure election process.

SITUATION

In order to make an informed decision the Council should review possible uses for funds that might be generated from such a measure. Presentations will be made by the City's Police and Fire services at the Council meeting in order to begin that conversation. The presentations made by Police and Fire should not be considered a definitive plan for use of funds as engagement of the public is a prerequisite activity in advance of placing a measure on a ballot for public consideration.

The Council may reasonably choose one of three alternatives:

- A. The Council may choose not to pursue a public safety tax in the immediate future. The Council may have other priorities or feel the public is not prepared to support a tax measure just as the local economy is emerging from the recession.
- B. The Council may choose to pursue a sales tax measure with the County. In this case costs of the election are shared and the success or failure of the measure is determined by a county-wide vote.
- C. The Council may choose to pursue a sales tax measure, share the costs of the election with the County, but limit our election of a tax to just the citizens of the City. In this case there are in effect two elections, one in the county and one in the city. Each election succeeds or fails based on just the vote of the jurisdiction.

DISCUSSION

Should the Council have an interest in pursuing a public safety sales tax measure staff recommends an ad hoc committee of no more than three Council members be appointed to visit with representatives of the County and define an election plan that best meets the needs of both entities. At this point staff is assuming a special tax will be considered; a special tax starts with legislative approval and ultimately requires a 2/3 vote of the electorate. If June 2016 is the target date for the election a limited amount of time is available for development of an expenditure plan and information to be provided to the public.

FISCAL IMPACT

Depending on the timing of an election a half cent sales tax measure will generate \$3.5 to \$3.7 million for the City in the initial year of implementation and will grow (and in some years diminish) based on the performance of the local economy.

The City's cost of participation in a public safety sales tax election depends on a number of factors, including whether the tax election is a special or general election. For planning purposes \$30,000 has been identified as a median value.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN

The actions being considered are generally consistent with:

Strategy 421. First Response Emergency Services: Ensure the safety and protection of Madera and its community through adequate first response to emergencies. Maintain sufficient resources to expand protection as the community grows.

RECOMMENDATION

Staff recommends Council consider the information presented and provide direction.



POLICE DEPARTMENT

STEVE FRAZIER
CHIEF OF POLICE

To: City Council members
City Administrator, David Tooley

From: Madera Police Department

RE: Possible participation in initiative for ½ cent sales tax

The following depicts the Madera Police Departments thoughts on what a ½ cent sales tax increase would look like from our perspective. The criterion that was relayed to the Department was based on Tax revenue estimation of half of the 3.6 million that the City collects, or 1.8 million. We began by soliciting comments from throughout the organization. We received a total of thirty-four suggestions in the initial “brainstorming”. We convened a staff meeting to discuss and prioritize our brainstorming efforts.

Personnel (\$1,480,000):

- a. 7 Patrol Officers (\$875k) - For years patrol has endured inadequate staffing based on an average of five long term absences at any one time due to workers comp, currently running with five. Medical retirements and the effects of the recession have also contributed to staffing issues. We have been reduced from a high of 61 authorized positions to 57. The difficulty of hiring and work related injuries has our 57 authorized positions down to 49 sworn personnel capable of full duty. The philosophy in affect at the PD is also labor intensive, Identification of problem areas and needing personnel at the right place at the right time is contingent on having the bodies capable of responding to such issues while also handling calls for service. Intelligence based policing is internally derived from data of past calls and case information. The Department in order to fully engage this concept and our community engagement efforts takes time and personnel to accomplish. There were many great ideas that were circulated to further our community engagement if we had the personnel to do so. Some of these ideas include a summer extension of our GREAT program and a summer camp for 5th and 6th graders (the age identified where gang involvement /problems first begin). The extent that we as a department are capable of fulfilling intelligence based policing and furthering our footprint within the community becomes a valuatve judgment by Council on what they want to see from their Pplice Department. The criterion for Council to make such a determination is typically presented in the form of a workload study. Such a study provides information on how engaged the officers are and time they have available for proactive policing. Attached is a study which describes our present state of 19% available for proactive policing, based upon assignments. If we refocused our deployment we could achieve 27% proactive policing efforts. 45% is the accepted standard for a law enforcement agency to maintain some modicum of

proactive policing. The workload study identified the need for seven additional bodies in order to achieve a minimum level of proactive policing.

- b. 2 Sergeants (\$280k) - Training and a motor sergeant are positions that were lost in the recession, both were viewed at the time as a necessity and the value received when in place improved our efficiency considerably and provided supervision in two critical components of our service delivery. Traffic complaints are our top complaint and we are currently making adjustments to deploy our motor officers as a team. Under our current staffing configuration there is no independent supervision of the traffic unit. The training sergeant, a critical position that keeps our personnel up to date on training which in turn keeps liability in check, is currently managed by the administrative services sergeant who has several other competing priorities.
 - c. 1 Dispatcher (\$90k) – With additional personnel there needs to be enough support personnel to keep up with demand.
 - d. 1 Records Clerk (\$65k) – Additional support personnel
 - e. Network Manager (\$90k) – This was an overwhelming suggestion. Our ability to stay abreast of technology, make adjustments to existing systems and remove a badge and a gun from the on call rotation, etc... We have requests for things to get done 2 years old that remain unaddressed. I.T. Needs to be familiar with our systems including records management and CAD. It was also the consensus that there is no interest in this position if they are not permanently assigned to the PD. Their assignment is to the PD, they answer to Ted but are only used outside of PD for emergencies.
 - f. Public Information Officer (\$80k) – The PD recognizes the need to be engaged in social media as well as getting in front of any story about the PD. Transparency takes more than words it is a philosophical decision to put your agency in plain view. We have done a marginal job with the resources in place, Facebook, Annual Report, but so much more can be accomplished with a dedicated resource. Facebook just brushes the surface of social media, and opportunities abound for public engagement with a dedicated resource.
2. Personnel Equipment (\$317k):
 - a. 6 Vehicles (\$180k)
 - b. 1 Motor (\$24k)
 - c. 6 Car radios (\$30k)
 - d. 9 Hand held radios (\$53k)
 - e. 9 Misc gear (\$30k)
3. Additional Onetime Costs in no particular order of priority(\$446-\$946k Total with item b)
 - a. Emergency Call boxes /cameras (\$48k) – along the river trail, web based via cell.
 - b. Rang or training center (\$500K) – potential ongoing cost, i.e. payment – PD is in desperate need for a training facility: range, weaponless defense, etc. Collaborative effort between PD and County.

- c. Substation (\$40k) – With the addition of Parkwood and Parksdale the PD becomes geographically dispersed, such that a substation begins to make sense.
 - d. Shotguns (\$30k), weapon mounted sighting systems (\$33k), Simmunition training equipment (\$20k), Tasers (\$50k)
 - e. I.T. upgrades (\$100k) – building cameras, interview rooms audio/video, door locks, evidence storage.
 - f. License plate readers (\$100k) – had this as a higher priority but recent court decision has reduces the amount of time the information is stored thereby reducing the effectiveness.
 - g. Ticket writers (\$25k) – a tool for motors to reduce their time engaged in writing tickets.
4. Surrounding Land Acquisition – PD is already having space difficulty, two lots contiguous with the PD have been rumored to be up for sale in the near future.

Free Patrol Time Work Study

	A	B	C	D	E	F	G
1							
2							
3							
4							
5		Current staffing	Authorized staffing	Staffing +4	Staffing +7	Staffing +9	staffing +14
6	Patrol Staffing level (Officers)	33	36	40	43	45	50
7	Max Possible hours worked per year	68640	74880	83200	89440	93600	104000
8	Hours away from work (leave/training)	8541.92	9621.92	10101.92	10461.92	10701.92	11301.92
9	Hours lost to injury (average5 officers at any time)	10400	10400	10400	10400	10400	10400
10	Great officer time spent teaching Great	661.5	661.5	661.5	661.5	661.5	661.5
11	Available Patrol hours (line 7 minus lines 8-10)	49036.58	54196.58	62036.58	67916.58	71836.58	81636.58
12	Time to handle calls for servcie (in hours)	26258	26258	26258	26258	26258	26258
13	Report writing time (in hours)	4638	4638	4638	4638	4638	4638
14	Patrol time lost to Court (in hours)	1716	1872	2080	2236	2340	2600
15	Code 7 time (in hours)	3003	3276	3640	3311	4095	4550
16	Free patrol time (in hours)	13421.58	18152.58	25420.58	31473.58	34505.58	43590.58
17							
18	% of free patrol time	27%	33%	41%	46%	48%	53%
19							
20			Motors backed out				
21							
22		Current staffing	Authorized staffing	Staffing +4	Staffing +7	Staffing +9	staffing +14
23	Patrol Staffing level (Officers)	28	31	35	38	40	44
24	Max Possible hours worked per year	58240	64480	72800	79040	83200	91520
25	Hours away from work (leave/training)	7121.92	7481.92	7961.92	8321.92	8561.92	9041.92
26	Hours lost to injury (average5 officers at any time)	10400	10400	10400	10400	10400	10400
27	Great officer time spent teaching Great	661.5	661.5	661.5	661.5	661.5	661.5
28	Available Patrol hours (line 24 minus lines 25-27)	40056.58	45936.58	53776.58	59656.58	63576.58	71416.58
29	Time to handle calls for servcie (in hours)	24092	24092	24092	24092	24092	24092
30	Report writing time (in hours)	4260	4260	4260	4260	4260	4260
31	Patrol time lost to Court (in hours)	1456	1612	1820	1976	2080	2288
32	Code 7 time (in hours)	2548	2821	3185	3458	3640	4004
33	Free patrol time (in hours)	7700.58	13151.58	20419.58	25870.58	29504.58	36772.58
34							
35	% of free patrol time	19%	29%	38%	43%	46%	51%
36							



MADERA CITY FIRE DEPARTMENT

14225 Road 28 • Madera, CA 93638
Phone: 559.675.7799 Fax: 559.297.3415

NANCY B. KOEPERICH
Fire Chief

RON ELDRIDGE
Division Chief

JAMES FORGA
Battalion Chief

To: City Councilmembers
City Manager, David Tooley

From: Madera City Fire, Division Chief Ron Eldridge

RE: Possible participation in initiative for ½ cent sales tax

The fire department has been asked to identify possible fire department expenditures for the funding that could be achieved with a ½ cent sales tax for the City. Assuming revenue generation at 1.8M annually, there is a potential to improve current fire department infrastructure and fire protection services to the citizens of Madera City.

INFRASTRUCTURE (One time cost of approx. \$3 M for the station and \$1.5M for an aerial apparatus)

The infrastructure in the City is currently 2 fire stations. The two stations were built in 1962 and 1978 with the growth the city has experienced over the last 37+ years, there is a need to address the lack of a station facilities and response times into the Northern area of Madera. The sales tax could assist in partial payment, or lease/bond in the construction of a fire station near the city airport. This station would reduce response times in the city's north and improve suppression capabilities with additional equipment and personnel.

In addition to a station, there is a need to increase the ability to suppress fires, and affect rescues, in large buildings and buildings over 3 stories. We currently do not have the capability to reach several commercial and school buildings in the city should there be a structure fire or high angle rescue. We would propose using the ½ cent in a lease for an aerial apparatus. CAL FIRE was successful in a ½ cent sales tax in the City of Atwater for the purposes of gaining an aerial apparatus to meet the needs of their "big box" stores and proposed 3 story buildings. The cost for the lease is \$10,000/month.

STAFFING (Cost Annually 1.9M)

Personnel to staff a 3rd fire station and aerial apparatus would be proposed at 5 personnel per shift (2-FC 4-FAE's 4-FF's total). The staffing would allow for cross-staffing a patrol, already owned by Madera City, and an aerial apparatus for structure fire response. Utilizing the existing patrol unit to respond to Medical Aids would cut costs of responding a fire engine or aerial apparatus and allows us to save on the maintenance costs associated with putting many miles on a "ladder truck". The units will respond in tandem to all type fires in the city to utilize the staffing allowing for aggressive fire attack. The daily staffing would consist of the following:

Truck- Fire Captain + Fire Apparatus Engineer + Firefighter
Patrol-Fire Apparatus Engineer + Firefighter

One additional Battalion Chief to complete weekly coverage.



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Battalion Chief

Currently our staffing only covers 3 1/2 days of a seven day week. The County provides coverage for the second half of the week. Having a second Battalion Chief would allow for complete coverage for Madera City and decrease the loss of coverage when the BC is responding into the County. Addition of a Battalion Chief would require purchase of an additional command vehicle, but we see the ability to off-set some of the costs by assisting the city with Fire Marshal duties and plan reviews. These are functions that are commonly shared duties for a responding Battalion Chief and regulations allow for costs of inspections and Fire Marshal duties to be reimbursed by businesses and property owners.

EQUIPMENT: (Costs broken out individually below)

Safety Gear (Cost Annually 20K)

Provide a replacement program for turn out gear to provide for firefighter safety within mandated requirements. Safety regulations require safety gear to be removed after 10 years. The cost of a set of turnout gear is approx. \$2500. We currently have gear that does not meet the safety standard so we are a little behind. \$20K would begin the replacement plan and as all the gear is replaced, the amount needed to maintain replacements would decrease.

Self-Containment Breathing Apparatus (SCBA) (Cost Annually 10K)

Provide replacement program for SCBA equipment. There are safety regulations required in the materials and technologies involved in an SCBA and \$10K would allow for us to begin the replacement or repair of items on the breathing apparatus.

Engine replacement program (Cost Annually 150K)

Implement an engine replacement program to budget for keeping our aging fleet in good repair. It is essential that the fire department have a plan to replace outdated equipment. Not only because it is the equipment used to service the community members, but it serves as the first line of safety defense for our firefighters. Currently we have no replacements program or funding in place as an annual cost, although the City has been a tremendous supporter of trying to obtain new equipment as they can. Instead of being beholden to the General Fund, we could establish our own Fire fund for fire equipment.

To illustrate a comparable service matrix for Madera City, we are providing a list of 4 cities of similar characteristics to Madera in order to compare staffing and service levels:

City of Hanford population 54,324. Operates out of 2 fire stations with a suppression force of 25 career staff, augmented by volunteers.

City of Merced population 80,793 . Operates out of 5 fire stations with a suppression force of 60.

City of Tulare population 60,933. Operates out of 3 fire stations with a suppression force of 33.



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City of Turlock population 69,733. Operates out of 4 fire stations with a suppression force of 45.

City of Madera population 62,624 from 2012 census. Population estimated 69,000+ by 2020.
Operates out of 2 fire stations with a suppression force of 17.