MINUTES OF THE JOINT SPECIAL MEETING OF MADERA CITY COUNCIL, REGULAR MEETING
OF THE MADERA CITY COUNCIL AS THE SUCCESSOR AGENCY TO THE FORMER MADERA
REDEVELOPMENT AGENCY, AND SPECIAL MEETING OF THE MADERA CITY COUNCIL AS THE
SUCCESSOR HOUSING AGENCY, CITY OF MADERA, CALIFORNIA

October 14, 2015
6:00 p.m.

City Hall
Council Chambers

1. CALL TO ORDER
Mayor/Housing Authority Commissioner Robert Poythress opened the Special Meeting of the City
Council, Regular Session portion of the Regular Meeting of the Housing Authority of the City of Madera
and the Joint Special Meeting of the Madera City Council, Regular Meeting of the Madera City Council as
the Successor Agency to the former Madera Redevelopment Agency, and Special Meeting of the Madera
City Council as the Successor Housing Agency at 6:00 p.m. and called for the roll call.

ROLL CALL
Present: Mayor/Commissioner Robert L. Poythress
Mayor Pro-Tem/Commissioner William Oliver
Council Member/Commissioner Sally J. Bomprezzi
Council Member/Commissioner Andrew J. Medellin
Council Member/Commissioner Charles F. Rigby
Council Member/Vice-Chairperson Derek O. Robinson Sr.

Absent: Council Member/Chairperson Donald E. Holley

Successor Agency staff members present: City Attorney Brent Richardson, Business Manager Bob Wilson
and Recording Secretary Claudia Mendoza

City of Madera staff members present: City Administrator David Tooley, Neighborhood Preservation
Supervisor Viola Rodriguez, Neighborhood Preservation Specialist Andrew Martinez, Neighborhood
Preservation Specialist Steve Montes, Neighborhood Outreach Coordinator Saleh Alhomi and
Neighborhood Outreach Assistant Christina Herrera

PLEDGE OF ALLEGIANCE
The Pledge of Allegiance was led by Mayor Poythress

PUBLIC COMMENT – REGULAR SESSION
The first fifteen minutes of the meeting are reserved for members of the public to address the Council/Agency
on items which are within the subject matter jurisdiction of the Council/Agency. 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/Agency are 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/Agency does not respond to public
comment at this time.

No comments were offered and Mayor Poythress closed the Public Comment portion of the meeting.

Mayor Poythress recessed the Joint Special Meeting of the Madera City Council, Regular Meeting of the
Madera City Council as the Successor Agency to the former Madera Redevelopment Agency, and Special
Meeting of the Madera City Council as the Successor Housing Agency at 6:02 p.m.

Housing Authority Vice Chairperson Derek Robinson opened the Regular Meeting of the Housing
Authority of the City of Madera, calling for items as listed on the agenda. The Housing Authority meeting
was adjourned at 6:14 p.m.
PRESENTATIONS:
Update on Waste Tire Amnesty Day Event Held on September 26, 2015 by Andrew Martinez

Neighborhood Preservation Specialist Martinez provided images and video for the Tire Amnesty Day event held on September 26, 2015. The event was held at the Madera District Fairgrounds. Everyone plays a huge role in putting this together. There is a lot prepping and planning for this event and it is planned months in advance. We have participants from throughout the County. We received approximately 2,700 tires for this event. We have been doing this for over ten years and we still obtain 2,000 to 3,000 tires per event. Kudos, to staff and other agencies for help.

- Madera County Sheriff Department’s Citizens on Patrol - Assist in traffic control and they check reservations.
- Madera County Environmental Health – Provides exemption letter that allows participants to bring up to 20 tires.
- Fresno Economic Opportunity Commission (EOC) – CalRecyle has recently required that we work with the EOC who will eventually take over the program. For the event, they provided two groups of six employees plus two supervisors.
- City of Madera Public Works Department – provided staff and community service court workers.

Council Member Medellin asked what happens to the tires after we obtain them. Martinez responded that the tires are taken to an "end use facility" where the tires are recycled.

INTRODUCTIONS:
Neighborhood Preservation Supervisor Rodriguez stated that she is pleased to make two announcements. First she introduced Saleh Alhomedi. He joins us for a second time, last year he was with us as an intern. Today, he joins us as a Neighborhood Outreach Coordinator. He has worked as an intern when he was taking a summer break from his studies at Georgetown University. He has since graduated and chose the City of Madera to be his employer. He is a Madera resident and married with a daughter. He is very passionate about what he is doing to improve the neighborhoods. We are very proud to have him on our team.

Neighborhood Outreach Coordinator Alhomedi stated that he is very excited to be here today, to be a public servant here for the City of Madera. When he was interning for the US Chamber of Commerce in Washington D.C., he was working on a lot of transportation infrastructure work. This required promoting a lot of private/public partnerships. It was during that experience that he thought about the City of Madera and what should he do when he returns. He decided to come back and start here at the local level. He and his parents have lived in the City of Madera been here for a very long time. His parents have done a lot for this community. He plans to carry from where his parents left off and hopefully continue improving our city and is very open to work with each and every one of you to further enhance our outreach work. I am confident that we can make the City of Madera the envy of the Central Valley. But it will take a long time and will require us to working together and utilizing our resources effectively and efficiently. He will keep you updated on our projects and our outreach work. Currently we have some neighborhood meetings scheduled this month. You have received a calendar and we would love to have you with us. We speak with the community and we hear positive feedback about your attendance and interactions with them. People like to see their city officials and council members coming down to speak with and have the ability to express concerns that they have in their community. It is very important that we continue promoting that outstanding work. Thank you.

Neighborhood Preservation Supervisor Rodriguez stated that the second announcement is to acknowledge the promotion of Andrew Martinez to a Neighborhood Preservation Specialist II. Andrew began his work with our department in August 2012 as a part time Code Enforcement Consultant. He became a permanent employee in 2014. Besides his normal work activities, he takes on special job assignments which include property abatements and he obtained training in CalRecycle’s waste tire grant programs. So this year he has not only managed his regular caseload, he has conducted two Waste Tire
Amnesty Days as well as inspected 50 waste tire generator facilities. Andrew is committed in making the city a better place. What she appreciates most about Andrew is his positive attitude. No matter what assignment he is given, he takes it with a smile. He deserves this promotion and we are really glad to have him on our team.

Neighborhood Preservation Specialist Martinez responded that he would like to thank Viola, Jim and Bob for giving him the opportunity to serve the city he grew up in. It is truly a pleasure to make a difference in this great city. With these small projects that he does, he can see the impact on his community. This makes him feel so good and he looks forward to continuing to work hard. He has a lot of cool projects coming up that he will be bringing to the council.

2. **WORKSHOP:**
   
   There are no items for this section.

**Announcement by Secretary:**

*Per Government Code Section 54957.5, members of the public are advised, that less than 72 Hours prior to this evening’s meeting, Items 3A and 3J were provided to the City Council and staff. If you wish to obtain a copy of this item, it is located on the podium.*

Mayor Poythress called for the items as listed on the Consent Calendar.

3. **CONSENT CALENDAR**

3A. Minutes of the Joint Meeting of the Special Meeting of the Madera City Council, Regular Meeting of the City Council as the Successor Agency to the former Madera Redevelopment Agency and Special Meeting of the Successor Housing Agency – September 9, 2015 (City/Successor Agency/Successor Housing Agency)

3B. Listing of Warrants Issued from September 1, 2015 to September 30, 2015 (Successor Agency)

3C. Monthly Financial Reports – Successor Agency (Successor Agency)

3D. Monthly Financial Reports – Code Enforcement (City)

3E. Code Enforcement Activity Report (City)

3F. Code Enforcement Funds Collection Report for Period Ending September 30, 2015 (City)

3G. Consideration of a Resolution Approving Certain Officers to Order the Deposit or Withdrawal of Monies in the Local Agency Investment Fund (LAIF) (Successor Agency)

3H. Consideration of a Resolution Approving the List of Authorized Signers for the Account of the City of Madera as Successor Agency to the former Madera Redevelopment Agency (Agency) and Directing that No Less than Two Authorized Signers Shall Approve Payments from the Agency’s Bank Account (Successor Agency)

3I. Update on Neighborhood Outreach Activities (City)

3J. Reconsideration of a Resolution Approving Termination of Easement with Ji-eun Hsu for Improvements at the Bethard Square Shopping Center and Authorizing the Mayor to Execute the Termination on behalf of the Agency (Successor Agency)

Mayor Poythress asked members of the Council if there were items on the Consent Calendar they wished to have pulled for further discussion. Staff requested to pull Item 3J.

Council Member Bomprenzi requested to pull item 3B.

Mayor Poythress asked members of the Council if there were additional items on the Consent Calendar they wished to have pulled for further discussion. There were none.

**Mayor Poythress called for a motion to approve the items as presented on the Consent Calendar with the exception of items 3B and 3J.**

**SA 15-12**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA AS THE SUCCESSOR AGENCY TO THE FORMER MADERA REDEVELOPMENT AGENCY OF THE CITY OF MADERA APPROVING THE LIST OF AUTHORIZED SIGNERS FOR THE AGENCY’S ACCOUNT WITH THE LOCAL AGENCY INVESTMENT FUND (LAIF) (3G)

**SA 15-13**

A RESOLUTION OF THE CITY OF MADERA AS THE SUCCESSOR AGENCY TO THE FORMER MADERA REDEVELOPMENT AGENCY (AGENCY) APPROVING THE LIST OF
On motion by Council Member Bomprezzi, seconded by Council Member Robinson the Consent Calendar with the exception of item 3J was approved unanimously as presented by the following 6/0 vote: Ayes: Council Members Poythress, Oliver, Robinson, Bomprezzi, Rigby, and Medellin; Noes: None; Abstain: None; Absent: Council Member Holley; resulting in the unanimous approval of the Minutes of the Joint Meeting of the Madera City Council, Regular Meeting of the City Council as the Successor Agency to the former Madera Redevelopment Agency, and Special Meeting of the Successor Housing Agency for September 9, 2015.

3B. Listing of Warrants Issued from September 1, 2015 to September 30, 2015 (Successor Agency)

Council Member Bomprezzi asked why are we reimbursing for a notary training for a retired employee. Is she not off the payroll? Business Manager Wilson responded that Sandi Brown is a part-time employee that works two days a week on a special project.

Mayor Poythress called for additional questions or comments, there were none.

Mayor Poythress called for a motion to approve item 3B on the Consent Calendar.

Council Member Oliver moved to approve item 3B, seconded by Council Member Robinson, item 3B was approved as presented by the following 6/0 vote: Ayes: Council Members Poythress, Oliver, Robinson, Bomprezzi, Rigby and Medellin; Noes: None; Abstain: None; Absent: Council Members Holley

3J. Reconsideration of a Resolution Approving Termination of Easement with Ji-eun Hsu for Improvements at the Bethard Square Shopping Center and Authorizing the Mayor to Execute the Termination on behalf of the Agency (Successor Agency)

Business Manager Wilson reported that back in 2007, the Agency approved the façade agreement with the owners of Bethard Square. Part of the agreement required that an easement be recorded on the property to allow the Agency to go in and make repairs as needed. Currently the prospective buyer has asked us to terminate the easement because they were running into roadblocks with their lender for the financing on the purchase. At our July 8, 2015 meeting we did terminate this easement. And as required, the Oversight Board approved it. This was sent to the Department of Finance for approval where it was rejected. They did not have an issue with the termination of the easement itself, but they felt that the resolution did not make the correct findings that are required. The resolution must demonstrate that terminating the agreement is of a benefit to the taxing entities. We have added findings to resolution:

- The termination of the easement will allow for the sale of the shopping center and planned extensive improvements which benefit the taxing entities.
- The proposed improvements will increase the property value which increases revenue for the taxing entities.
- The revitalized shopping center will generate new sales tax revenue to the benefit of the taxing entities.
- The new development will eliminate both physical and economic conditions of blight and encourage other investment in the area which will benefit the taxing entities.

At this time we are asking you to reconsider the resolution.

Mayor Poythress called for questions or comments.

Council Member Medellin stated that this has been an eyesore to this area. I am glad to see that we are moving forward.

Council Member Bomprezzi asked if the new owners will tear the whole thing down and restart again. Business Manager Wilson responded that he did not think they were going to do a complete demolition.

Council Member Rigby stated that this may be a renovation similar to the building on Cleveland Avenue and D Street.
Mayor Poythress called for additional questions or comments, there were none.

Mayor Poythress called for a motion to approve item 3J on the Consent Calendar.

SA 15-14 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA AS SUCCESSOR AGENCY TO THE FORMER MADERA REDEVELOPMENT AGENCY, MADERA, CALIFORNIA, APPROVING TERMINATION OF EASEMENT AND AUTHORIZING THE MAYOR TO EXECUTE THE TERMINATION ON BEHALF OF THE AGENCY (3J)

Council Member Oliver moved to approve item 3J, seconded by Council Member Medellin, item 3J was approved as presented by the following 6/0 vote: Ayes: Council Members Poythress, Oliver, Robinson, Bomprezzi, Rigby and Medellin; Noes: None; Abstain: None; Absent: Council Members Holley

4. PROJECTS AND REPORTS

4A. Consideration of a Resolution Approving an Amendment to the Bylaws of the Successor Agency to the former Madera Redevelopment Agency (Successor Agency)

Business Manager Wilson reported that back on our January 14, 2015 meeting we changed the format of our meeting. We moved the Regular Session from 6:30 p.m. back to the start of the meeting at 6:00 p.m. and moved the Closed Session to the end of the meeting. At this time we are submitting the bylaws to reflect that change since it was not made at the time.

Mayor Poythress called for questions or comments, there were none.

Mayor Poythress called for a motion to adopt the Successor Agency resolution.

SA 15-15 RESOLUTION OF THE SUCCESSOR AGENCY TO THE FORMER MADERA REDEVELOPMENT AGENCY, MADERA CALIFORNIA, APPROVING AMENDMENTS TO THE BYLAWS OF SUCCESSOR AGENCY TO THE FORMER MADERA REDEVELOPMENT AGENCY

On motion by Council Member Medellin, seconded by Council Member Rigby, Resolution Number SA 15-15 was approved unanimously as presented by the following 6/0 vote: Ayes: Council Members Poythress, Oliver, Robinson, Bomprezzi, Rigby, and Medellin; Noes: None; Abstain: None; Absent: Council Member Holley.

4B. Update on Legislative Activities Related to Redevelopment, Senate Bill No. 107 and Assembly Bill No. 2 (Successor Agency)

Business Manager Wilson reported that since dissolution there has been a lot of legislation passed around. Listed below is a couple that passed recently:

SB 107 – This amended several items in the dissolution law and most did not pertain to and will not affect the Agency. For example, loans from City to RDA, parking lots and litigation expenses. But the items that do affect us such as:

- ROPS will be completed on an annual basis instead of a bi-annual basis and if you get to a certain point you may submit a “final” ROPS.
- Changed the items submitted to Department of Finance after approval (as listed in staff report).

AB 2 – This bill will not go in to effect until January 2016. This basically created Redevelopment again, it creates Community Revitalization and Investment Authority (Authority). The Authority may be created by a combination of City, County, City and County, and special district. 80% of the land in the plan area must meet the following conditions:

1. An annual median household income that is less than 80 percent of the statewide annual median income.

2. Three of the following four conditions:

   a) Non seasonal unemployment that is at least 3 percent higher than statewide median unemployment, as defined by the report on labor market information published by the Employment Development Department in January of the year in which the community revitalization plan is prepared.
b) Crime rates that are 5% higher than the statewide median crime rate, as defined by the most recent annual report of the Criminal Justice Statistics Center within the Department of Justice, when data is available on the California Attorney General’s Internet Web site.

c) Deteriorated or inadequate infrastructure such as streets, sidewalks, water supply, sewer treatment or processing, and parks.

d) Deteriorated commercial or residential structures.

This is a big process, similar to creating Redevelopment Agency. You would have to go to the taxing entities again and get some agreement on how they are going to give up their tax increment. You take a snapshot of assessed values, and as the values move up then taxes will go up and per your tax sharing agreements that the portion that will come to the Authority. You will have to sell the benefits to the community and to the taxing entities.

Mayor Poythress called for questions or comments, there were none.

5. AGREEMENTS

5A. Joint Public Hearing Regarding Consideration of Resolutions Approving 33433 Report and Approval of Sale of Real Property Located in the South ‘E’ Street Corridor APN 011-183-002 and 011-183-004 to Mario Gutierrez Jr. and Mario Gutierrez Sr. as Joint Tenants (Successor Agency)

Business Manager Wilson reported that both of these properties in their present condition are unusable. The sales price total for both parcels "as is" is proposed to be $29,000.00. This is considered to be fair market value based upon the existing conditions of the parcels. In prior sales, the Agency would typically enter into a Disposition and Development Agreement to insure the project is developed as proposed. The dissolution of redevelopment prohibits us from entering into these agreements on non-housing projects. The buyer is proposing to do a general plan amendment and zoning change to allow single family units to be built.

Mayor Poythress called for questions or comments.

Council Member Medellin stated that it concerns him because he wasn’t sure if filling a hole and placing residential units on it was a good idea and asked if the buyer has a ‘plan b’ if he doesn’t get the zoning changed. Business Manager Wilson responded that the buyer is working with the Planning Department and discussing changing it over. Council Member Medellin stated that the buyer is in good hands if he is working with the Planning Department.

Mayor Poythress called for any other questions or comments, there were none.

Mayor Poythress opened the public hearing at 6:57 p.m.

There being no other speakers, the public hearing was closed at 6:58 p.m.

No other questions or comments were offered.

Mayor Poythress called for a motion to adopt the City Council resolution.


On motion by Council Member Medellin, seconded by Council Member Robinson, Resolution Number CC 15-210 was approved unanimously as presented by the following 6/0 vote: Ayes: Council Members Poythress, Oliver, Robinson, Bomprezzi, Rigby and Medellin; Noes: None; Abstain: None; Absent: Council Member Holley.

Mayor Poythress called for a motion to adopt the Successor Agency resolution.

SA 15-16 RESOLUTION OF THE CITY OF MADERA AS SUCCESSOR AGENCY TO THE FORMER MADERA REDEVELOPMENT AGENCY MADERA, CALIFORNIA APPROVING THE SALE OF PROPERTY KNOWN AS APN 011-183-002 AND 011-183-044 LOCATED IN THE CITY OF
On motion by Council Member Medellin, seconded by Council Member Robinson, Resolution Number SA 15-16 was approved unanimously as presented by the following 6/0 vote: Ayes: Council Members Poythress, Oliver, Robinson, Bomprezzi, Rigby and Medellin; Noes: None; Abstain: None; Absent: Council Member Holley.

Mayor Poythress called for a motion to adopt the Successor Agency resolution.

SA 15-17 RESOLUTION OF THE SUCCESSOR AGENCY TO THE FORMER MADERA REDEVELOPMENT AGENCY, MADERA, CALIFORNIA, APPROVING AGREEMENT WITH MARIO GUTIERREZ SR AND MARIO GUTIERREZ JR, AS JOINT TENANTS FOR THE PURCHASE AND SALE OF REAL PROPERTY KNOWN AS APN 011-183-002 AND 011-183-004, IN THE CITY OF MADERA AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT, GRANT DEED AND ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THE TRANSACTION ON BEHALF OF THE CITY OF MADERA, AS SUCCESSOR AGENCY TO THE FORMER MADERA REDEVELOPMENT AGENCY

On motion by Council Member Medellin, seconded by Council Member Oliver, Resolution Number SA 15-17 was approved unanimously as presented by the following 6/0 vote: Ayes: Council Members Poythress, Oliver, Robinson, Bomprezzi, Rigby and Medellin; Noes: None; Abstain: None; Absent: Council Member Holley.

6. HOUSING
6A. Consideration of a Resolution Rescinding Resolution SHA 15-19 and Approving Revised Sales Agreement for Real Property Located at 1220 Nebraska Avenue (APN 004-111-019) to Jorge Garcia Pinacho and Juana Pacheco Matias (Successor Housing Agency)

Business Manager Wilson reported that the council approved sale of 1220 Nebraska Avenue at our last month’s meeting. This is one of three homes that the Agency acquired. The sales agreement that was approved last month required the recording of the Owner Occupancy Covenant. When the covenant was explained to the potential buyers in more detail, they decided that they did not want to buy the property at appraised value and have to sign a covenant. This property, which is currently being rented and the Agency holds the position as “landlord,” has created a different situation for the Agency, for which there are two scenarios for the Agency to consider.

1. The Agency can approve a the sales agreement with Jorge Garcia Pinacho and Juana Pacheco Matias, allowing them to purchase the property at the fair market value of $150,000.00, or
2. The Agency can require the tenants to vacate the property, allowing the Agency to rehab the property, establish the rehabbed fair market value, and offer the property for sale to an income eligible family who would be required to meet the income eligibility requirements and execute the Agency’s affordability agreements.

Staff feels it’s in the best interest of the Agency, to allow the buyers to purchase the home at the appraised value of $150,000.00, without covenants and restrictions.

Mayor Poythress called for questions or comments, there were none.

Mayor Poythress called for a motion to adopt the Successor Housing Agency resolution.

SHA 15-20 RESOLUTION OF THE SUCCESSOR HOUSING AGENCY TO THE FORMER MADERA REDEVELOPMENT AGENCY, MADERA, CALIFORNIA, RESCINDING RESOLUTION SHA 15-19 AND APPROVING REVISED AGREEMENT WITH JORGE GARCIA PINACHO AND JUANA PACHECO MATIAS, AS JOINT TENANTS FOR THE PURCHASE AND SALE OF REAL PROPERTY KNOWN AS 1220 NEBRASKA AVENUE, IN THE CITY OF MADERA AND AUTHORIZING THE MAYOR TO EXECUTE THE REVISED AGREEMENT, GRANT DEED AND ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THE TRANSACTION ON BEHALF OF THE CITY OF MADERA, AS SUCCESSOR HOUSING AGENCY TO THE FORMER MADERA REDEVELOPMENT AGENCY
On motion by Council Member Medellin, seconded by Council Member Oliver, Resolution Number SHA 15-20 was approved unanimously as presented by the following 6/0 vote: Ayes: Council Members Poythress, Oliver, Robinson, Bomprezzi, Rigby and Medellin; Noes: None; Abstain: None; Absent: Council Member Holley.

7. GENERAL
7A. Discussion Regarding Redevelopment Agency Meeting Date in November 2015 (Successor Agency/Successor Housing Agency)

Business Manager Wilson stated that per bylaws we will have the next regular meeting will be held on Thursday November 12, 2015.

Mayor Poythress called for questions or comments, there were none.

8. AGENCY MEMBER REPORTS
Council Member Robinson had nothing to report.
Council Member Bomprezzi had nothing to report.
Council Member Rigby had nothing to report.
Council Member Medellin had nothing to report.
Mayor Pro Tem Oliver congratulated Andrew Martinez on the promotion, it is well deserved. We are excited to see the good work you provide to our community. Also, welcome to Saleh Alhomedi. The story you told tonight about returning to our community. Being a boomerang example is a story we should tell the young people in our town. I know that my colleagues have a strong interest in engaging our young people to try to make service exciting. It would be a great opportunity to take both your stories of wanting to give back to your community on the road. Thank you in advance for your service to our town. Mayor Poythress reported that he attended a Neighborhood Watch meeting last night at 224 North L Street and Saleh lead that effort. It was a really good first meeting.

9. CLOSED SESSION
There are no items for this section.

10. ADJOURNMENT
Mayor Poythress adjourned the Joint Special Meeting of the Madera City Council, Regular Meeting of the Madera City Council as the Successor Agency to the former Madera Redevelopment Agency, and Special Meeting of the Madera City Council as the Successor Housing Agency at 7:07 p.m.

Claudia Mendoza, Recording Secretary

Robert Poythress, Mayor