

Item:	B-1
Minutes for:	06/06/18
Adopted:	06/20/18

**Minutes of a Regular Meeting of the
Madera City Council
and
Special Meeting of the Madera City Council as the
Groundwater Sustainability Agency
City of Madera, California**

**June 6, 2018
6:00 p.m.**

**Council Chambers
City Hall**

CALL TO ORDER – The regular meeting of the Madera City Council and the special meeting of the Madera City Council as the Groundwater Sustainability Agency (GSA) was called to order at 6:00 p.m.

ROLL CALL:

Present: Mayor Andrew J. Medellin
Mayor Pro Tem Jose Rodriguez, District 2
Council Member Cece Foley Gallegos, District 1
Council Member William Oliver, District 3
Council Member Derek O. Robinson Sr., District 4
Council Member Donald E. Holley, District 6

Absent: Council Member Charles F. Rigby, District 5

Others present were City Administrator Steve Frazier, City Attorney Brent Richardson, City Clerk Sonia Alvarez, Director of Community Development David Merchen, Director of Financial Services Tim Przybyla, City Engineer Keith Helmuth, Public Works Operations Director John Scarborough, Chief of Police Dino Lawson, Director of Human Resources Wendy Silva, Director of Parks and Community Services Mary Anne Seay, Grant Administrator Ivette Iraheta, Chief Building Official Steve Woodworth, Information Services Manager Mark Souders, Planning Manager Chris Boyle, and Division Fire Chief Matt Watson.

INVOCATION: Pastor Randy Brannon, Grace Community Church

PLEDGE OF ALLEGIANCE: Mayor Medellin led in the 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.

Elaine Craig announced that she resigned from the Madera County Workforce Development and has taken a position with Merced College. Tracy Scott Contreras will serve as the Interim Director for the Workforce office.

Tracy Scott Contreras stated she looks forward to continuing the partnership with the City and County.

City employees Eric Battles, Viola Rodriguez, Clemente Garcia, and Dustin Pickett spoke on behalf of the mid-management and general bargaining units regarding negotiations and salary and benefit concerns.

Mr. Battle submitted a letter to the Council signed by employees and Mr. Pickett submitted cards signed by residents.

Vicki Sloan, residing in Madera, California, spoke regarding the recall effort.

PRESENTATIONS Recognition of the Temporary Housing for Homeless Families at the Pomona Ranch Housing Center Program Award (Linda Shaw)

Linda Shaw, Executive Director for the Housing Authority of the City of Madera played a video regarding the Pomona Ranch Housing Center Program.

INTRODUCTIONS There are no introductions.

LATE DISTRIBUTION - The City Clerk made a late distribution announcement regarding item E-2.

A. WORKSHOP

There are no items for this section.

B. CONSENT CALENDAR

Items on the consent calendar are adopted with a single motion and vote of the council. Items pulled from the consent calendar for further discussion are adopted under separate action.

No items were pulled from the consent calendar

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER OLIVER, THE CONSENT CALENDAR, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

B-1 Minutes – 06/07/17

B-2 Warrant Disbursement Report 5/8/18 – 5/29/18 (Report by Tim Przybyla)

B-3 Water Conservation Report for 4/23/18 – 5/20/18 (Report John Scarborough)

B-4 Consideration of a Resolution Approving the Applications for Transportation Development Act-Local Transportation Funds and State Transit Assistance Funds for Fiscal Year 2018/19 and Authorizing the City Engineer to Execute and Submit the Applications to the Madera County Transportation Commission (Report by Keith Helmuth)

RES. NO. 18-81 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING APPLICATIONS FOR TRANSPORTATION DEVELOPMENT ACT FUNDS, LOCAL TRANSPORTATION FUNDS AND STATE TRANSIT ASSISTANCE FUNDS FOR FISCAL YEAR 2018/19 AND AUTHORIZING THE CITY ENGINEER TO EXECUTE AND SUBMIT THE APPLICATIONS TO THE MADERA COUNTY TRANSPORTATION COMMISSION

B-5 Consideration of a Resolution Authorizing the City Administrator and/or His/Her Designee to Execute an Agreement and Any Related Amendments with the California Department of Justice Related to the Tobacco Law Enforcement Grant Program Award (Report by Ivette Iraheta)

RES. NO. 18-82 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, AUTHORIZING THE CITY ADMINISTRATOR AND/OR HIS/HER DESIGNEE TO EXECUTE AN AGREEMENT AND ANY RELATED AMENDMENTS WITH THE CALIFORNIA DEPARTMENT OF JUSTICE RELATED TO THE TOBACCO LAW ENFORCEMENT GRANT PROGRAM AWARD

B-6 Consideration of a Resolution Rescinding Resolution No. 2017-197 Approving the Current Lease Agreement with First Transit, Inc. and Approving a Revised Lease Agreement with First Transit, Inc. for Use of Office Space at the Intermodal Facility and Authorizing the Mayor to Execute All Related Documents (Report by Ivette Iraheta)

RES. NO. 18-83 A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF MADERA, CALIFORNIA, RESCINDING RESOLUTION NO. 2017-197 APPROVING THE CURRENT LEASE AGREEMENT WITH FIRST TRANSIT, INC. AND APPROVING A REVISED LEASE AGREEMENT WITH FIRST TRANSIT, INC. FOR USE OF OFFICE SPACE AT THE INTERMODAL FACILITY AND AUTHORIZING THE MAYOR TO EXECUTE ALL RELATED DOCUMENTS

B-7 Consideration of a Resolution Approving a Memorandum of Extension Agreement for Management and Operation of Madera Transit Service with First Transit, Inc. and Authorizing the Mayor to Execute All Documents Necessary to Effectuate the Extension (Report by Ivette Iraheta)

RES. NO. 18-84 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING A MEMORANDUM OF EXTENSION AGREEMENT FOR MANAGEMENT AND OPERATION OF MADERA TRANSIT SERVICE WITH FIRST TRANSIT, INC. AND AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY TO EFFECTUATE THE EXTENSION

B-8 Consideration of a Resolution Approving Amendment No. 1 to the Agreement with Stantec Consulting Services, Inc. for Professional Engineering Services for Wastewater Treatment Plant Maintenance Projects and Authorizing the Mayor to Sign the Amendment on Behalf of the City (Report by John Scarborough)

RES. NO. 18-85 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING AMENDMENT NO. 1 TO THE AGREEMENT WITH STANTEC CONSULTING SERVICES, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR WASTEWATER TREATMENT PLANT MAINTENANCE PROJECTS AND AUTHORIZING THE MAYOR TO SIGN THE AMENDMENT ON BEHALF OF THE CITY

B-9 Consideration of a Resolution of the City Council of the City of Madera Adopting the Draft Relocation Plan for the Olive Avenue Widening & Reconstruction Project (Report by Keith Helmuth)

RES. NO. 18-86 A RESOLUTION OF THE COUNCIL OF THE CITY OF MADERA, CALIFORNIA, ADOPTING THE DRAFT RELOCATION PLAN FOR THE OLIVE AVENUE WIDENING AND RECONSTRUCTION PROJECT

B-10 Informational Report on Personnel Activity (Report by Wendy Silva)

B-11 Informational Report – Change from Detailed Minutes to Action Minutes for City Council Meetings (Report by Sonia Alvarez)

- B-12 Consideration of a Resolution Approving a Second Amendment to the Food Service Agreement with Madera Unified School District to Provide Meals to Eligible Youth During the Summer Food Service Program and Authorizing the Mayor to Execute the Second Amendment to the Agreement on Behalf of the City (Report by Mary Anne Seay)

RES. NO. 18-87 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING A SECOND AMENDMENT TO THE FOOD SERVICE AGREEMENT WITH MADERA UNIFIED SCHOOL DISTRICT TO PROVIDE MEALS TO ELIGIBLE YOUTH DURING THE SUMMER FOOD SERVICE PROGRAM AND AUTHORIZING THE MAYOR TO EXECUTE THE SECOND AMENDMENT TO THE AGREEMENT ON BEHALF OF THE CITY

- B-13 Consideration of a Resolution Accepting a Grant Award from the San Joaquin Valley Air Pollution Control District Public Benefit Program Alt-Fuel Component and Authorizing the City Administrator, or Designee, to Execute All Required Grant Documents (Report by Randy Collin)

RES. NO. 18-88 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, AUTHORIZING THE ACCEPTANCE OF A GRANT AWARD FROM THE SAN JOAQUIN VALLEY AIR POLLUTION CONTROL DISTRICT PUBLIC BENEFIT PROGRAM ALT-FUEL COMPONENT AND AUTHORIZING THE CITY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE ALL REQUIRED GRANT DOCUMENTS

- B-14 Consideration of a Minute Order Rejecting a Claim Filed by Matthias Aguilar (Report by Wendy Silva)

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

**C-1 2018 General Plan Amendments - Cycle I
Public Hearing and Consideration of a Resolution of the City Council of the City of Madera Amending the Parks and Recreation Element and Circulation and Infrastructure Element of the General Plan of the City of Madera, as follows:(Report by Chris Boyle)**

**A. GPA 2018-01 – Parks and Recreation Element
An application to amend the Parks and Recreation Element in order to be consistent with recently adopted ordinance adding Title X, Chapter 2, Section 1300 et seq. to the Madera Municipal Code pertaining to acquisition of park lands as provided by the Quimby Act.**

**B. GPA 2018-02 – Circulation and Infrastructure Element
An application to amend the Circulation and Infrastructure Element’s Figure C1-1: Circulation Master Plan, to correct omissions to and update the adopted circulation map. Impacted streets which will be added to the arterial street classification are a segment of Gateway Drive, north of Almond Avenue. Impacted streets which will be added to the collector street classification include a segment of Granada Drive, between Cleveland Avenue and Kennedy Street, and a proposed extension of Kennedy Street, between Lake Street and Austin Street**

Planning Manager Chris Boyle presented the report.

Mayor Medellin opened the public hearing. No comments were made and Mayor Medellin closed the public hearing.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER ROBINSON, ITEM C-1, RES. NO. 18-89, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

RES. NO. 18-89 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING AMENDMENTS TO THE GENERAL PLAN PARKS AND RECREATION ELEMENT NECESSARY TO PROVIDE CONSISTENCY WITH THE ZONING ORDINANCE AND THE GENERAL PLAN CIRCULATION AND INFRASTRUCTURE ELEMENT IN ORDER TO CORRECT OMISSIONS IN THE CIRCULATION MASTER PLAN MAP

C-2 Public Hearing and Consideration of a Resolution Adopting the Measure 'T' Annual Expenditure Plan for Fiscal Year 2018/19 and Authorizing the City Engineer to Submit the Plan to the Madera County Transportation Authority for Adoption (Report by Keith Helmuth)

City Engineer Keith Helmuth presented the report.

Mayor Medellin opened the public hearing. No comments were made and Mayor Medellin closed the public hearing.

ON MOTION BY COUNCIL MEMBER FOLEY GALLEGOS, AND SECONDED BY COUNCIL MEMBER ROBINSON, ITEM C-2, RES. NO. 18-90, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

RES. NO. 18-90 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, ADOPTING THE MEASURE 'T' ANNUAL EXPENDITURE PLAN FOR FISCAL YEAR 2018/19, AND AUTHORIZING THE CITY ENGINEER TO SUBMIT THE PLAN TO THE MADERA COUNTY TRANSPORTATION AUTHORITY FOR ADOPTION

C-3 Public Hearing on Objections to Weed Abatement and Consideration of a Resolution of the City Council of the City of Madera Authorizing the City Administrator or Designee to Abate Weed Nuisances Existing within the City (Report by Fabela Rodriguez)

Fabela Rodriguez, Neighborhood Preservation Specialist I, presented the report. She reported that the number of properties requiring abatement is down to eight.

Mayor Medellin opened the public hearing. No comments were made and Mayor Medellin closed the public hearing.

ON MOTION BY COUNCIL MEMBER OLIVER, AND SECONDED BY MAYOR PRO TEM RODRIGUEZ, ITEM C-3, RES. NO. 18-91, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

RES. NO. 18-91 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA AUTHORIZING THE CITY ADMINISTRATOR OR THEIR DESIGNEE TO ABATE WEED NUISANCES EXISTING WITHIN THE CITY OF MADERA

D. WRITTEN COMMUNICATIONS

D-1 Consideration of Request by Baltimore Aircoil Company to Allow for Connection to the City's Water and Sewer Systems (Keith Helmuth)

City Engineer Keith Helmuth presented the report.

Jeffrey Berry, Environmental Health and Safety Manager for Baltimore Aircoil (BAC), spoke on behalf of BAC.

After discussion, Council direction was given for staff to bring back an agreement for water connection only and a policy or guidelines to address similar requests.

RECESS: 7:45 p.m. – 7:51 p.m.

E. ADMINISTRATIVE REPORTS

- E-1 Informational Report on Procurement of Emergency Sewage Bypass Pump Services from Rain for Rent San Joaquin at the Fairgrounds Lift Station (Report by John Scarborough)**

Public Works Operations Director John Scarborough presented the report.

ON MOTION BY COUNCIL MEMBER FOLEY GALLEGOS, AND SECONDED BY COUNCIL MEMBER ROBINSON, THE APPROVAL OF THE EMERGENCY EXPENDITURE WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

- E-2 Consideration of a Resolution Initiating the Process to Finance a Fire Station and to Engage Selected Parties for Professional Services Required to Complete the Financing and Request for Direction from the City Council on the Term of the Financing (Report by Tim Przybyla)**

The report was presented by the Director of Financial Services Tim Przybyla and the City's Municipal Advisor Ken Dieker of Del Rio Advisors.

COUNCIL DIRECTION WAS GIVEN TO PROCEED WITH A 30-YEAR PUBLIC BOND OFFERING FOR THE FINANCING OF THE FIRE STATION.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER FOLEY GALLEGOS, ITEM E-2, RES. NO. 18-92 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

RES. NO. 18-92 RESOLUTION OF THE CITY OF MADERA INITIATING THE PROCESS TO FINANCE A FIRE STATION AND AUTHORIZING THE CITY ADMINISTRATOR OR DIRECTOR OF FINANCIAL SERVICES TO ENGAGE THE SELECTED PARTIES FOR PROFESSIONAL SERVICES REQUIRED TO COMPLETE THE FINANCING

- E-3 Review and Feedback on Proposed Text for City Administrator Recruitment Brochure and Direction Regarding Next Steps (Report by Wendy Silva)**

Director of Human Resources Wendy Silva presented the report.

Council direction was given on revisions to the brochure and authorization for staff to approve the final brochure for release by the consultant.

Council direction was also given to bring back necessary actions to change the city administrator title to city manager.

E-4 Informational Report Regarding the Regular Council Meeting Scheduled 7/04/18
(Report by Sonia Alvarez)

City Clerk Sonia Alvarez announced that the first meeting in July will be held on Thursday, 7/5/18 at 6:00 p.m. in accordance with the Municipal Code.

F. COUNCIL REPORTS

Council Member Robinson reported that he and Council Member Foley Gallegos attended the Parent Institute for Quality Education graduation at George Washington Elementary School.

Council Member Foley Gallegos reported that she helped Love Madera representatives serve two shifts at the Police Department.

Mayor Pro Tem Rodriguez reported that he attended the Madison Dual Immersion Ceremony for the kindergarten class.

Council Member Oliver reported that he participated in the United Way event at Madera South High School where they discussed an upcoming grant opportunity called the Community Thrive Challenge.

Council Member Oliver invited everyone to attend the Madera Young Professionals Pop Up Event scheduled Friday, 6/15/18 at Cesar Chavez Plaza located downtown on "E" Street.

Council Member Oliver reported that he worked with different community groups to host an event commemorating Robert Kennedy's 50th anniversary of his visit to Madera.

Mayor Medellin thanked Dustin Pickett for staying through the meeting.

Mayor Medellin stated he will be starting a Mayor's Blog in an effort to better communicate with the public and share good things as well as challenges.

Council Member Holley and Council Member Foley Gallegos spoke in support of showing all council members on certificates. The City Attorney advised that staff will look into it.

G. CLOSED SESSION

G-1 Closed Session Announcement – City Attorney

City Attorney Brent Richardson announced that item G-2 was pulled from the agenda. The Council adjourned to closed session for the remaining items at 9:14 p.m. Absent: Council Member Rigby.

G-2 Conference with Real Property Negotiators – Pursuant to Government Code Section 54956.8

Property:	Parcel #1
905 S. Gateway Drive	APN: 011-182-002
Agency Negotiators:	Keith Helmuth, Les Jorgensen
Negotiating Parties:	Stephen J. Allen
Under Negotiation:	Price and Terms

Property:	Parcel #2
Vacant Lot	APN: 011-203-005
Agency Negotiators:	Keith Helmuth, Les Jorgensen
Negotiating Parties:	Francisco Nunez and Martha Leon Caro

Property: Parcel #3
546 E. Olive Avenue APN: 011-300-001
Agency Negotiators: Keith Helmuth, Les Jorgensen
Negotiating Parties: J. W. Myers, Inc. a California Corporation

Property: Parcel #4
644 E. Olive Avenue APN: 011-300-010
Agency Negotiators: Keith Helmuth, Les Jorgensen
Negotiating Parties: SJR LLC, a California Limited Liability Company

Property: Parcel #5
Vacant Lot APN: 011-300-011
Agency Negotiators: Keith Helmuth, Les Jorgensen
Negotiating Parties: John Gonzalez and Beatrice Gonzalez

Property: Parcel #6
1280 E. Olive Avenue APN: 011-330-002
Agency Negotiators: Keith Helmuth, Les Jorgensen
Negotiating Parties: Bernabe Castillo and Guillermina Ramirez

Property: Parcel #7
62 S. Knox Street APN: 011-330-003
Agency Negotiators: Keith Helmuth, Les Jorgensen
Negotiating Parties: Bernabe Castillo, Guillermina Ramirez and
Asuncion Ramirez

G-3 Conference with Real Property Negotiators - Pursuant to Government Code Section 54956.8

Property: 1 Parcel
325 S D St. APN: 007-191-014
Agency Negotiators: Steve Frazier
Negotiating Parties: Fred and Diane Massetti
Under Negotiations: Price and Terms

G-4 Conference with Labor Negotiators Pursuant to Government Code §54957.6

Agency Designated Representatives: Steve Frazier & Wendy Silva

Employee Organizations:
General Bargaining Unit
Madera Police Officers' Association
Mid-Management Employee Group
Law Enforcement Mid-Management Group
Management Employees

Unrepresented Direct Reports:
City Clerk, City Administrator, City Attorney, Executive Director of the Successor
Agency to the Former Madera Redevelopment Agency

G-5 Closed Session Report – City Attorney

The Council returned from closed session at 10:40 p.m. with all members present. Absent: Council Member Rigby.


There was no reportable action for items G-3 and G-4.

ADJOURNMENT - The meeting was adjourned at 10:41 p.m. Next regular meeting June 20, 2018.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN

Approval of the minutes is not addressed in the vision or action plans; the requested action is also not in conflict with any of the actions or goals contained in that plan.


SONIA ALVAREZ, City Clerk


ANDREW J. MEDELLIN, Mayor

