



Item:	B-1
Minutes for:	02/19/2020
Adopted:	03/04/2020

**MINUTES OF A REGULAR MEETING OF THE MADERA CITY COUNCIL,
SPECIAL MEETING OF THE MADERA CITY COUNCIL AS THE GROUNDWATER SUSTAINABILITY AGENCY**

**February 19, 2020
6:00 p.m.**

**Council Chambers
City Hall**

CALL TO ORDER – The meeting was called to order at 6:00 p.m. The special meeting of the Housing Authority scheduled for the same time was also called to order.

Roll Call: Roll was called for all agencies

ROLL CALL:

Present: Mayor Andrew J. Medellin
Mayor Pro Tem Santos Garcia, District 5
Council Member Cece Foley Gallegos, District 1
Council Member Jose Rodriguez, District 2
Council Member Steve Montes, District 3
Council Member Derek O. Robinson Sr., District 4
Council Member Donald E. Holley, District 6

Absent: None

Others present were City Manager Arnoldo Rodriguez, City Clerk Alicia Gonzales, City Attorney Hilda Montoy Cantu, Police Chief Dino Lawson, Finance Director Roger Sanchez, Parks Director John Scarborough, City Engineer Keith Helmuth, Police Commander Gino Chiaramonte, Grant Administrator Ivette Iraheta, Human Resources Director Wendy Silva, Information Services Manager Mark Souders, Assistant Fire Chief Matthew Watson, CalFire Anthony Garcia, Randy Bell Engineering, Police Officer Matt Saucedo

INVOCATION: Pastor Joyce Lane – Glory of Zion Church

PLEDGE OF ALLEGIANCE: Mayor Medellin

APPROVAL OF AGENDA

Late Distribution Announcement for Items B-9 and D-3 made by City Clerk.

ON MOTION BY COUNCIL MEMBER HOLLEY AND SECONDED BY COUNCIL MEMBER ROBINSON, THE AGENDA WAS APPROVED BY A VOTE OF 7/0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS MONTES, GALLEGOS, GARCIA, AND RODRIGUEZ. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

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, but are not required, 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.

DJ Becker voiced her concern regarding homelessness and discussed an article she provided to Council titled The Only Plan to End Homelessness.

Khalid Chaudry expressed his concern with the Mayor's taxes.

WRITTEN COMMUNICATIONS:

1. Consideration of a Request by Nutrien Ag Solutions to Allow for Connection to the City's Water Systems and Direction to Staff (Report by Keith Helmuth)

Report by Keith Helmuth and Scott Ettner of Nutrien Ag.

ON MOTION BY COUNCIL MEMBER HOLLEY AND SECONDED BY COUNCIL MEMBER ROBINSON, THE REQUEST BY NUTRIEN AG SOLUTIONS WAS APPROVED BY A VOTE OF 7/0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS MONTES, GALLEGOS, GARCIA, AND RODRIGUEZ. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

PRESENTATIONS:

1. Eagle Scout Recognition (Presentation by Mayor Medellin)

Mayor Medellin presented report and recognition certificates to the Eagle Scouts.

2. Road to 2020 Census (Presentation by Leticia Medina, Census)

Leticia Medina presented report.

3. Employee Recognition for Years of Service - Viola Rodriguez, Code Enforcement Supervisor and Mariane Croxen, Public Safety Dispatcher (Presentation by Chief Lawson)

Chief Dino Lawson presented report and recognition certificates to retired employees.

INTRODUCTIONS:

None

A. WORKSHOP:

None

B. CONSENT CALENDAR

Matters listed under the Consent Calendar are considered routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, a member of

the public or a member of the Council may request an item be removed from the Consent Calendar and it will be considered separately.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER ROBINSON, THE CONSENT CALENDAR, WAS ADOPTED BY A VOTE OF 7/0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS MONTES, GALLEGOS, GARCIA AND RODRIGUEZ. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

B-1 Minutes – 2/5/2020

B-2 Informational Report on Register Audited Demands 1/25/20 – 2/7/20 (Report by Roger Sanchez)

B-3 Consideration of a Resolution Authorizing Submittal of an Application to the California Department of Resources Recycling and Recovery for Beverage Container Recycling City/County Payment Program and Authorizing the City Manager to Execute All Grant Documents (Report by Jim Howell)

RES. 20-12 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, AUTHORIZING SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY FOR BEVERAGE CONTAINER RECYCLING CITY/COUNTY PAYMENT PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL GRANT DOCUMENTS

B-4 Consideration of Adopting a Resolution to enter into the Madera-Mariposa-Merced Unit 2020 Local Government Assistance by Hire Agreement to Augment CAL Fire Resources should the need arise (Report by Matt Watson)

RES. 20-13 CONSIDERATION OF ADOPTING A RESOLUTION TO ENTER INTO THE MADERA MARIPOSA-MERCED UNIT 2020 LOCAL GOVERNMENT ASSISTANCE BY HIRE AGREEMENT TO AUGMENT CAL FIRE RESOURCES SHOULD THE NEED ARISE

B-5 Consideration of Adopting a Resolution Approving an Amendment to the Tyler Technologies License and Services Agreement for \$35,015 for the Brazos eCitation System to include Equipment, Licensing and Software Access and Authorizing the Mayor to Execute the Amendment on Behalf of the City (Report by Dino Lawson)

RES. 20-14 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING AN AMENDMENT TO THE TYLER TECHNOLOGIES LICENSE AND SERVICES AGREEMENT FOR \$35,015 FOR THE BRAZOS eCITATION SYSTEM TO INCLUDE EQUIPMENT, LICENSING AND SOFTWARE ACCESS AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT ON BEHALF OF THE CITY

B-6 Consideration of a Resolution Approving a Memorandum of Understanding between the Madera County Transportation Commission and the City of Madera Regarding the Coordination of Ongoing Transit Planning and Programming Federal Funds that Support the Ongoing and Future Deployment of Transit Services by the City of Madera (Report by Ivette Iraheta)

RES. 20-15 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE MADERA COUNTY TRANSPORTATION COMMISSION AND THE CITY OF MADERA FOR THE COORDINATION OF ONGOING TRANSIT PLANNING AND PROGRAMMING OF FEDERAL FUNDS THAT SUPPORT THE ONGOING AND FUTURE DEVELOPMENT OF TRANSIT SERVICES BY THE CITY

B-7 Actions Relating to Final Map for Linden Street Residential Complex (Tract No. 19-S-05):

- 1) Consideration of a Resolution of the City of Madera Approving the Final Map for Linden Street Residential Complex Subdivision (Tract No. 19-S-05) and Improvement Agreement (Agreement) Affecting Land Development and Authorizing the Mayor to Execute the Agreement on Behalf of the City; and

RES. 20-16 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING THE FINAL MAP FOR THE LINDEN STREET RESIDENTIAL COMPLEX SUBDIVISION (TRACT NO. 19-S-05) AND IMPROVEMENT AGREEMENT (AGREEMENT) AFFECTING LAND DEVELOPMENT AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENTS ON BEHALF OF THE CITY

- 2) Consideration of a Resolution of the City of Madera Approving Annexation of the Linden Street Residential Complex Subdivision (Tract No. 19-S-05) into Zone of Benefit 4; Confirming the Diagram and Assessments for City Wide Landscape and Lighting Assessment District Zone of Benefit 4 For Fiscal Year (FY) 2020/2021; Authorizing the Mayor to Execute the Covenant on behalf of the City and Authorizing the City Clerk to file the Diagram and Assessment with the Madera County Auditor

RES. 20-17 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING ANNEXATION OF LINDEN STREET RESIDENTIAL COMPLEX SUBDIVISION (TRACT NO. 19-S-05) INTO ZONE OF BENEFIT 4; CONFIRMING THE DIAGRAM AND ASSESSMENT FOR CITY WIDE LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT ZONE OF BENEFIT 4 FOR FISCAL YEAR (FY) 2020/2021; AUTHORIZING THE MAYOR TO EXECUTE THE COVENANT ON BEHALF OF THE CITY AND AUTHORIZING THE CITY CLERK TO FILE THE DIAGRAM AND ASSESSMENT WITH THE MADERA COUNTY AUDITOR

B-8 Waive Full Reading and Consider Adoption of an Ordinance of the City of Madera, California Amending Title VIII: Finance, Revenue, and Taxation, Chapter 7: Municipal Code, Sections 8-7.09, 8-7.10, and 8-7.14 of the Madera Municipal Code Relating to Discontinuation of Service, Delinquent Accounts, and Noticing Prior to Termination of Water Service (Report by Vicki Crow)

ORD. 969 C.S. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA AMENDING TITLE VIII: FINANCE, REVENUE, AND TAXATION, CHAPTER 7: MUNICIPAL UTILITIES, SECTIONS 8-7.09, 8-7.10, AND 8-7.14 OF THE MADERA MUNICIPAL CODE RELATING TO DISCONTINUATION OF SERVICE, DELINQUENT ACCOUNTS, AND NOTICING PRIOR TO TERMINATION OF WATER SERVICE

- B-9 Consideration of a Resolution Approving Submission of the 2019 Infill Infrastructure Grant Program to the California State Department of Housing and Community Development for Funding in an Amount Not to Exceed \$1,000,000 for the Downtown Madera Veterans and Family Housing Project located on the Northwest and Southeast corners of 5th and C Streets in Downtown Madera (Report by Arnolando Rodriguez)

RES. 20-18 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING SUBMISSION OF THE 2019 INFILL INFRASTRUCTURE GRANT PROGRAM TO THE CALIFORNIA STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING IN AN AMOUNT NOT TO EXCEED \$1,000,000 FOR THE DOWNTOWN MADERA VETERANS AND FAMILY HOUSING PROJECT LOCATED ON THE NORTHWEST AND SOUTHEAST CORNERS OF 5TH AND C STREETS IN DOWNTOWN MADERA

C. PUBLIC HEARINGS:
None

D. PETITIONS, BIDS, RESOLUTIONS, ORDINANCES, AND AGREEMENT

- D-1 Consideration of Adopting a Resolution Approving Award of an Agreement for Landscape Maintenance Services for the Downtown District, Certain City Facilities, and Median Islands in the amount of \$200,880.00 to EMTS Professional Landscape Services Inc. and Authorizing the Mayor to Execute the Agreement on behalf of the City (Report by John Scarborough)

RES. 20-19 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING AN AGREEMENT WITH EMTS INC. FOR LANDSCAPE MAINTENANCE SERVICES FOR THE DOWNTOWN DISTRICT, CERTAIN CITY FACILITIES, AND MEDIAN ISLANDS IN THE AMOUNT OF \$200,880.00 AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY

ON MOTION BY COUNCIL MEMBER GALLEGOS, AND SECONDED BY COUNCIL MEMBER ROBINSON, ITEM D-1, WAS ADOPTED BY A VOTE OF 7/0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS HOLLEY, MONTES, GARCIA AND RODRIGUEZ. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

- D-2 Consideration of a Resolution Approving Acceptance of Grant Deed for Property Located at 16557 Austin Street, Madera, California 93638 offered by Current Property Owners for Future Park development and Authorizing City Clerk to Execute and Record the Grant Deed and Certificate of Acceptance (Report by John Scarborough)

RES. 20-20 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING ACCEPTANCE OF GRANT DEED FOR PROPERTY LOCATED AT 16557 AUSTIN STREET, MADERA, CALIFORNIA 93638 OFFERED BY CURRENT PROPERTY OWNERS FOR FUTURE PARK DEVELOPMENT AND AUTHORIZING CITY CLERK TO EXECUTE AND RECORD THE GRANT DEED AND CERTIFICATE OF ACCEPTANCE

ON MOTION BY COUNCIL MEMBER GALLEGOS, AND SECONDED BY COUNCIL MEMBER MONTES, ITEM D-2, WAS ADOPTED BY A VOTE OF 7/0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS HOLLEY, ROBINSON, GARCIA AND RODRIGUEZ. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

- D-3 Consideration of a Resolution Approving an Agreement with Crescendo Consulting Group for Preparation of the Community Development Block Grant (CDBG) 2020/2024 Five-Year Consolidated Plan, Citizen Participation Plan, Strategic Plan, Analysis of Impediments to Fair Housing Choice and the 2020/2021 Annual Action Plan for a Not to Exceed Amount of \$60,000 (Report by Ivette Iraheta)

RES. 20-21 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING AN AGREEMENT WITH CRESCENDO CONSULTING GROUP FOR THE PREPARATION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) 2020/2024 FIVE-YEAR CONSOLIDATED PLAN, CITIZEN PARTICIPATION PLAN, STRATEGIC PLAN, ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE AND 2020/2021 ANNUAL ACTION PLAN FOR A NOT TO EXCEED AMOUNT OF \$60,000

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER GALLEGOS, ITEM D-3, WAS ADOPTED BY A VOTE OF 7/0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS MONTES, ROBINSON, GARCIA AND RODRIGUEZ. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

E. ADMINISTRATIVE REPORTS:

- E-1 Presentation of the Intersection Control Evaluation Report for the Lake Street/4th Street/Central Avenue Intersection and Direction to Staff (Report by Keith Helmuth)

Report by Keith Helmuth and Joseph Weiland of GHD.

Announcement by City Clerk. For the record, pertaining to Item E-1, emails have been received from the following property owners which are opposed to the round-a-bout; Doug Saburit, Mike Saburit, Jennifer Saburit Garza, and Kim Adams.

Public Hearing opened 8:31 p.m.

Public Hearing closed 8:36 p.m.

Madera Resident expressed his concern about the round-a-bout and the parking and safety issues it will bring to the area.

Mike Saburit expressed his concerns about the round-a-bout.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER GALLEGOS, ITEM E-1, DIRECTION TO STAFF IS TO PROCEED WITH THE TRAFFIC SIGNAL AND NOT THE ROUND-A-BOUT. MOTION PASSED BY A VOTE OF 7/0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS MONTES, ROBINSON, GARCIA AND RODRIGUEZ. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

E-2 Mid-Valley Disposal Third and Fourth Quarter Updates (Report by Annette Kwock)

Annette Kwock presented report and introduced Jay Fowler, Mid-Valley District Manager.

F. COUNCIL REPORTS

This portion of the meeting is reserved for the Mayor and Councilmembers (i) to make brief reports on boards, committees, and other public agencies, and at public events, (ii) to request updates, (iii) to initiate future agenda items., and (iv) to take action on matters initiated under this section of the agenda. Under this section the Council may take action only on items specifically agendaized and which meet other requirements for action.

Councilmember Robinson attended the League of City Conference in Fowler the topic was the Census 2020 and gave an overview of the Housing, Economic and Community overview in Sacramento.

Councilmember Garcia requested from the City Manager of what the City's participation is with the Census 2020 and thanked City Staff for their effort and support.

City Manager Rodriguez updated Council on the City's participation.

Councilmember Holley expressed his gratitude for another birthday.

Councilmember Rodriguez attended the MCTC meeting and was provided an update to the High-Speed Rail and the business plan budget which included the Madera station relocation.

Councilmember Montes requested an update from CAPMC of the Point In Time count numbers and will report to Council once they are received.

G. CLOSED SESSION:

- G-1 Liability Claim Pursuant to Government Code §54956.95
Agency Claimed Against: City of Madera
Claimant: Garza, Eva Solis
- G-2 Conference with Legal Counsel – Existing Litigation pursuant to Government Code §54956.9(d)(1)
Name of Case: MCA 1803 LLC v. City of Madera
- G-3 Public Employee Performance Evaluation – Pursuant to Government Code Section 54957(b)(1)
Title: City Clerk
- G-4 Public Employee Performance Evaluation – Pursuant to Government Code Section 54957(b)(1)
Title: City Attorney

City Attorney Hilda Cantu Montoy made the Closed Session Announcement.

Council adjourned to Closed Session at 8:57 p.m.

Council returned from closed session at 10:43 p.m. with Mayor Medellin, Council Members Gallegos, Rodriguez, Montes, Garcia present.

City Attorney Hilda Cantu Montoy reported that Council voted 6/1 to reject claim related to G-1 (Council Member Holley voted No).

ADJOURNMENT – The meeting was adjourned at 10:43 p.m. Next regular meeting March 4, 2020.

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.



ALICIA GONZALES, City Clerk



ANDREW J. MEDELLIN, Mayor

