

Item:	B-1
Minutes for:	08/19/2020
Adopted:	10/21/2020

**Minutes of a Regular Meeting of the Madera City Council and
Special Meeting of the Madera City Council as Successor Agency to the
Former Redevelopment Agency**

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

**Council Chambers
City Hall**

This meeting was conducted pursuant to the provisions of the Governor's Executive Order which suspend certain requirements of the Ralph M. Brown Act. The City Council meeting was live streamed on the City's website. Members of the public were able to participate in the meeting remotely through an electronic meeting via phone by dialing (669) 900-6833 enter ID: 928 0724 6468# followed by *9 on their phone to speak. Comments were also be accepted via email at citycouncilpubliccomment@madera.gov and by regular mail at 205 W. 4th Street, Madera, CA 93637.

CALL TO ORDER – Meeting was called to order at 6:00 p.m.

ROLL CALL

Present: Mayor Andrew J. Medellin
Mayor Pro Tem Santos Garcia, District 5
Councilmember Cece Gallegos, District 1
Councilmember Jose Rodriguez, District 2
Councilmember Steve Montes, District 3
Councilmember Derek O. Robinson Sr., District 4

Absent: Councilmember Donald E. Holley, District 6

Others present were City Manager Arnoldo Rodriguez, City Clerk Alicia Gonzales, City Attorney Hilda Cantu Montoy, Chief Building Official Steven Woodworth, City Engineer Keith Helmuth, Financial Services Director Roger Sanchez, Fire Division Chief Matt Watson, Grants Administrator Ivette Iraheta, Human Resources Director Wendy Silva, Information Services Manager Mark Souders, Planning Manager Gary Conte, Chief of Police Dino Lawson, Interim Public Work Director Dan Foss, and Deputy City Engineer Ellen Bitter.

INVOCATION: Councilmember Robinson

PLEDGE OF ALLEGIANCE: Mayor Medellin

LATE DISTRIBUTION ANNOUNCEMENT: City Clerk Alicia Gonzales

Pursuant to Government Code Section 54957, members of the public are advised that less than 72 hours prior to this evening's meeting, Items B-9 and D-3 were distributed to the Council after the agenda packet was finalized. Members of the public wishing to view or obtain a copy of this item may do so by visiting the City of Madera meeting and agenda page located on our website.

APPROVAL OF AGENDA

On Motion by Councilmember Rodriguez and Seconded by Councilmember Gallegos, the Amended Agenda to table Item B-3 to the September 2, 2020 Council Meeting was approved by a Vote of 6/0. Ayes: Mayor Medellin, Councilmembers Garcia, Gallegos, Rodriguez, Montes, and Robinson. Noes: None. Absent: Councilmember Holley. Abstain: None.

PUBLIC COMMENT

The first 15 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 comments. 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.

No public comment was submitted. Public Comment was closed.

WRITTEN COMMUNICATIONS: None

PRESENTATIONS

1. Department of Public Health Update on COVID-19 (Report by Madera County Public Health Department Director Sara Bosse)

INTRODUCTIONS: None

A. WORKSHOP

A-1 Limitations on Political Activities of City Elected Officials and Employees

City Attorney Hilda Cantù Montoy summarized the report.

A-2 Status Update on Coordination with the Madera Irrigation District on the Airport Basin located near the Northeast Corner of Avenue 16 and Condor Drive

City Manager Arnoldo Rodriguez summarized the report.

A-3 Water, Sewer, Storm Drainage and Solid Waste Rate Studies: RFP No. 202021-01

Financial Services Director Roger Sanchez summarized the report.

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 Councilmember Rodriguez and Seconded by Councilmember Montes, the Consent Calendar was approved by a Vote of 6/0. Ayes: Mayor Medellin, Councilmembers Garcia, Gallegos, Rodriguez, Montes, and Robinson. Noes: None. Absent: Councilmember Holley. Abstain: None.

B-1 Minutes – 06/17/20

B-2 Informational Report on Register of Audited Demands for July 25, 2020 to August 7, 2020

B-3 Informational Report on Contract City Attorney Service Expenditures

Item was tabled to the September 2, 2020 Council meeting during agenda approval section.

B-4 Applications for Transportation Development Act (TDA) – Local Transportation Funds (LTF) and State Transit Assistance (STA) Funds for Fiscal Year 2020/21 - Adopt a Resolution Authorizing the Submittal of LTF and STA Applications for TDA funding to the Madera County Transportation Commission (MCTC)

Res 20-115 A Resolution of the City Council of the City of Madera, California approving applications for Transportation Development Act (TDA) – Local Transportation Funds (LTF) and State Transit Assistance (STA) Funds for Fiscal Year (FY) 2020/21 and authorizing the City Engineer to execute and submit the applications to Madera County Transportation Commission (MCTC)

B-5 Acceptance of a Grant Award from the State of California Office of Traffic Safety Selective Traffic Enforcement Program (STEP) - 1) Accept the Grant Award in the Amount of \$85,000 on behalf of the City; and 2) Amend the City's 2020/21 Budget to Reflect Revenues and Expenditures related to the Grant

Res 20-116 A Resolution of the City Council of the City of Madera, California, designating the City Manager as the Authorizing Official to accept the grant award from the State of California Office of Traffic Safety Selective Traffic Enforcement Program in the amount of \$85,000

Res 20-117 A Resolution of the City Council of the City of Madera, California, authorizing and approving amendments to the City of Madera Fiscal Year 2020/2021 Budget

B-6 Federal Transit Administration Grant Application for Transit Capital Assistance - Adopt a Resolution Authorizing Submittal of a Grant Application in the Amount of \$157,396 to the Federal Transit Administration (FTA)

Res 20-118 Resolution authorizing the filing of applications with the Federal Transit Administration, an Operating Administration of the United States Department of Transportation, for Federal Transportation assistance authorized by 49 U.S.C. Chapter 53; Title 23, United States Code, or other Federal Statutes administered by the Federal Transit Administration

- B-7 Caltrans Sustainable Transportation Planning Grant for the Madera Transit Plan** - 1) Adopt a Resolution to Accept the California Department of Transportation Sustainable Transportation Planning Grant in the Amount of \$100,000; and 2) Amend the City's 2020/21 Budget to Reflect Revenues and Expenditures related to the Grant

Res 20-119 A Resolution of the City Council of the City of Madera, California authorizing approval of the Sustainable Transportation Grant Agreement between Caltrans Department of Transportation and City of Madera for the Madera Transit Plan

- B-8 Adoption of an Ordinance Amending the Madera Municipal Code Relating to Deposits for Utility Services** - Waive Full Reading and Adopt an Ordinance of the City of Madera Amending the Title VIII: Finance, Revenue, and Taxation, Chapter 7: Municipal Utilities, Section 8-7.06 (C) and (D) of the Madera Municipal Code Relating to Deposits for Utility Services

Ord 975 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 8-7.06 (C) and (D) of the Madera Municipal Code relating to Deposits for Utility Services

- B-9 Agreement with Self-Help Enterprises to Ensure Precise Plan Compliance (Sugar Pine Village)** - Approve a Minute Order Authorizing City Manager to Enter into an Agreement, Subject to Approval as to Legal Form by the City Attorney, with Self-Help Enterprises to Ensure Site Plan to Comply with Conditions of Approval for Precise Plan PPL 2018-07 Previously Approved for the City Sugar Pine Village

C. PUBLIC HEARINGS: None

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

- D-1 Avenue 13 Interceptor Sewer Rehabilitation Informational Report and Capital Improvement Program Budget Amendment** – Adopt a Resolution Approving a Funding Amendment Appropriating \$400,000 in Sewer Funds to the FY 2020/21 Capital Projects Budget for the Avenue 13 Sewer Interceptor Rehabilitation Project, City Project SS-00014

Deputy City Engineer Ellen Bitter summarized the report.

On Motion by Councilmember Gallegos and Seconded by Councilmember Montes, Item D-1 was approved by a Vote of 6/0. Ayes: Mayor Medellin, Councilmembers Garcia, Gallegos, Rodriguez, Montes, and Robinson. Noes: None. Absent: Councilmember Holley. Abstain: None.

Res 20-120 A Resolution of the City Council of the City of Madera, approving funding amendment appropriating \$400,000 to the City of Madera Fiscal Year (FY) 2020/21 Capital Projects Budget for the Avenue 13 Interceptor Sewer Main Rehabilitation, City Project No. SS-00014

D-2 Dedication of the Playground at Centennial Park in Honor of Thaddeus Sran - Adopt a Resolution Dedicating the Playground at Centennial Park in Honor of Thaddeus Sran

On Motion by Councilmember Garcia and Seconded by Councilmember Rodriguez, Item D-2 was approved by a Vote of 6/0. Ayes: Mayor Medellin, Councilmembers Garcia, Gallegos, Rodriguez, Montes, and Robinson. Noes: None. Absent: Councilmember Holley. Abstain: None.

Res 20-121 A Resolution of the City Council of the City of Madera, California dedicating the playground at Centennial Park in Honor of Thaddeus Sran

D-3 Sale of Manufactured Unit located at 1218 E. Cleveland Avenue, Space #4 – Approve a Minute Order Accepting a Purchase Offer in the Amount of \$32,000 for a Manufactured Unit currently located at 1218 E. Cleveland Avenue, Space #4

On Motion by Councilmember Montes and Seconded by Councilmember Robinson, Item D-3 was approved by a Vote of 6/0. Ayes: Mayor Medellin, Councilmembers Garcia, Gallegos, Rodriguez, Montes, and Robinson. Noes: None. Absent: Councilmember Holley. Abstain: None.

E. ADMINISTRATIVE REPORTS

E-1 Discussion on Status and Action Taken on Measures to Mitigate the Impacts of the COVID-19 (Coronavirus) Pandemic - Deliberation and Direction Given from Council

F. COUNCILMEMBER REPORTS/ANNOUNCEMENTS/FUTURE AGENDA ITEMS:

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 agendized and which meet other requirements for action.

Councilmember Robinson had nothing to report.

Councilmember Gallegos had nothing to report.

Mayor Pro Tem Garcia stated that Public Service Announcements (PSAs) will be made at the City and County levels regarding the CDBG (HUD) process regarding funds received and distributed to small businesses by the Chamber of Commerce and Downtown Association.

Mayor Pro Tem Garcia asked everyone to complete their Census 2020 by the end of September.

Mayor Pro Tem Garcia asked everyone to protect themselves from the heat and stay hydrated.

Councilmember Rodriguez had nothing to report.

Councilmember Montes had nothing to report.

Mayor Medellin stated Councilmember Holley is not present; he is with family as he is still grieving and feels the love and prayers. Mayor Medellin stated that Councilmember Holley extends his heartfelt thank you to those who reached out to him.

Mayor Medellin stated although there may not be fires in Madera, CALFire is still working. They are spread very thin right now. He added, please say a prayer for CalFire to keep them safe and bring them home. Tomorrow morning, the Ministerial Association will be praying for the Police Department and Sheriff's Department to show appreciation. The Ministerial Association will also be praying for CALFire, Highway Patrol, the ambulance service and others at a future date. Mayor Medellin thanked the Ministerial Association.

G. CLOSED SESSION

G-1 Conference with Legal Counsel – Anticipated Litigation: Significant Exposure to Litigation Pursuant to Government Code §54956.9(d)(2)

1. Worker's Compensation Claim: Juan Mondragon

Per City Attorney Hilda Cantu Montoy, Item G-1 was approved for a stipulated award of \$6,960.00 by a Vote of 6/0. Ayes: Mayor Medellin, Councilmembers Garcia, Gallegos, Rodriguez, Montes, and Robinson. Noes: None. Absent: Councilmember Holley. Abstain: None.

G-2 Public Employee Performance Evaluation – Pursuant to Government Code §54957(b)(1)

Title: City Clerk

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

Property: 1 Parcel
City of Madera APN: 035-080-026
Agency Negotiators: Keith Helmuth
Negotiating Party: Jason Sanders
Under Negotiations: Price and Terms

G-4 Conference with Real Property Negotiators – Pursuant to Government Code §54956.8

City Attorney Hilda Cantu Montoy stated that Item G-4 was removed from the agenda.

Successor Agency Property(s): 7 Parcels
City of Madera APNs: 008-143-003, 008-143-021, 008-143-020, 008-143- 019, 008-143- 018, 008-143-001, 007-142-001
Agency Negotiator(s): Arnoldo Rodriguez
Negotiating Party: Rick Amerine
Under Negotiations: Price and Terms

G-5 Conference with Real Property Negotiators – Pursuant to Government Code §54956.8

Property: 1 Parcel; City of Madera APNs: 007-101-011
Agency Negotiator(s): Arnoldo Rodriguez
Negotiating Party: Susan Savage

Under Negotiations: Price and Terms

G-6 Conference with Real Property Negotiators – Pursuant to Government Code §54956.8

Property: 1 Parcel
City of Madera APNs: 012-054-014
Agency Negotiator(s): Arnaldo Rodriguez
Negotiating Party: County of Madera
Under Negotiations: Price and Terms

City Attorney Hilda Cantu Montoy made the Closed Session Announcement at 7:51 p.m. She stated that Item G-4 was removed from the agenda.

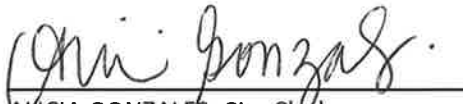
Council returned from closed session at 9:56 p.m. with all six (6) Councilmembers present as Councilmember Holley was absent.

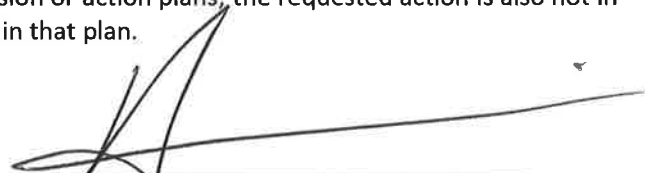
City Attorney Hilda Cantu Montoy stated there was one item to report. Item G-1 Worker's Compensation Claim: Juan Mondragon. A stipulated award of \$6,960 was approved by a Vote of 6/0. Councilmember Holley was absent.

ADJOURNMENT – The meeting was adjourned at 9:57 p.m. Next regular meeting September 2, 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


MINUTES PREPARED BY
ZELDA LEON, Deputy City Clerk

