



## Regular Meeting of the Madera City Council

205 W. 4<sup>th</sup> Street, Madera, California 93637

### NOTICE AND AGENDA

Wednesday, November 18, 2020  
6:00 p.m.

Council Chambers  
City Hall

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This meeting will be conducted pursuant to the provisions of the Governor's Executive Order which suspends certain requirements of the Ralph M. Brown Act. The City Council meeting will be live streamed on the City's website. Members of the public may participate in the meeting remotely through an electronic meeting via phone by dialing (669) 900-6833 enter ID: 953 9055 5829# followed by \*9 on your phone to speak. Comments will also be accepted via email at [citycouncilpubliccomment@madera.gov](mailto:citycouncilpubliccomment@madera.gov) or by regular mail at 205 W. 4<sup>th</sup> Street, Madera, CA 93637.

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#### **CALL TO ORDER:**

**ROLL CALL:** 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  
Councilmember Donald E. Holley, District 6

**INVOCATION:** Pastor Fred Thurman, New Life Assembly of Madera

#### **PLEDGE OF ALLEGIANCE:**

#### **APPROVAL OF AGENDA:**

#### **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.*

**WRITTEN COMMUNICATIONS:** None

**PRESENTATIONS:**

1. Department of Public Health Update on COVID-19 (Report by Madera County Public Health Department)
2. Proclamation Recognizing Small Business Saturday
3. Update on the Amtrak Station Relocation from Road 26 to Avenue 12 (Report by Dan Leavitt, San Joaquin Powers Authority)

**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.*

**B-1 Minutes – 9/16/20**

**Recommendation:** Approve the City Council Minutes of 9/16/20

**B-2 Informational Report on Register of Audited Demands for October 24, 2020 to November 6, 2020**

**Recommendation:** No Action Required (Report by Roger Sanchez)

**B-3 Informational Report on Contract City Attorney Service and Litigation Expenditures**

**Recommendation:** No Action Required (Report by Arnaldo Rodriguez)

**B-4 Informational Report on Personnel Activity**

**Recommendation:** No Action Required (Report by Wendy Silva)

**B-5 Fresno River Trail Union Pacific Railroad (UPRR) and North Gateway Drive Undercrossing Project, Federal Project No ATPCML 5157(100), City Project No. PK-08**

**Recommendation:** Adopt a Resolution Approving Increase in Authorized Funding for Construction Inspection, Construction Management, Third Party Services as Approved by the City Engineer for the Fresno River Trail UPRR & Gateway Drive Undercrossing Project from 10 percent to 15 percent of the Contract Amount (Report by Keith Helmuth)

**C. PUBLIC HEARINGS:**

**C-1 Disadvantaged Business Enterprise (DBE) Program and Implementation Agreement with the California Department of Transportation (Caltrans)**

**Recommendation:** Adopt a Resolution Approving the Disadvantaged Business Enterprise Race-Conscious/Race-Neutral (DBE Program) Including Implementation Agreement (Report by Keith Helmuth)

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

**D-1 Rule 20B Agreements with Pacific Gas & Electric to Perform Tariff Schedule Related Work for Undergrounding of Existing Overhead Electric Facilities for the Olive Avenue Widening Project**

**Recommendation:** Adopt a Resolution Approving Rule 20B Agreements with Pacific Gas & Electric (PG&E) to Perform Tariff Schedule Related Work for Undergrounding of Existing Overhead Electric Facilities for the Olive Avenue Widening Project and Authorizing Payment \$475,383.11 (Report by Keith Helmuth)

**D-2 Acceptance of Fire Station No. 58 and Amendments to Related Consultant Agreements with RRM Design Group, Inc. and Moore Twining Associates, Inc.**

**Recommendation:** Adopt Resolutions

- 1) Amending the Agreement with RRM Design Group, Inc., for Professional Architectural and Engineering Services Relating to Extra Services and Additional Amount Not to Exceed \$17,800; and
- 2) Amending the Agreement with Moore Twining Associates, Inc. for Testing Services Relating to Extra Services and Additional Amount not to Exceed \$12,811.50; and
- 3) Adopt a Minute Order Approving
  - a. Acceptance of the Fire Station No. 58, City Project NO. FD-00002 Fire Station Construction Northwest;
  - b. The Filing of Notice of Completion; and
  - c. The Release of Retention Funds (Report by Keith Helmuth)

**E. ADMINISTRATIVE REPORTS:**

**E-1 Discussion on Status and Action Taken on Measures to Mitigate the Impacts of the COVID-19 (Coronavirus) Pandemic**

**Recommendation:** Deliberation and Direction Given from Council (Report by Arnoldo Rodriguez)

**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.*

**G. CLOSED SESSION:**

**G-1 Conference with Legal Counsel – Anticipated Litigation**

Initiation of Litigation Pursuant to Government Code Section 54956.9 (d)(4)

One Case: City of Madera v. High Speed Rail Authority

**ADJOURNMENT:** – Next regular meeting on December 2, 2020

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- Please silence or turn off cell phones and electronic devices while the meeting is in session.

- Regular meetings of the Madera City Council are held the 1st and 3rd Wednesday of each month at 6:00 p.m. in the Council Chambers at City Hall.
  - 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.
  - Questions regarding the meeting agenda or conduct of the meeting, please contact the City Clerk's office at (559) 661-5405.
  - Para asistencia en español sobre este aviso, por favor llame al (559) 661-5405.
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I, Alicia Gonzales, 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 November 18, 2020 near the front entrances of City Hall and on the City's website [www.madera.gov](http://www.madera.gov) at 6:45 p.m. on November 12, 2020.



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Alicia Gonzales, City Clerk