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Regular Meeting of the Madera City Council

205 W. 4th Street, Madera, California 93637

NOTICE AND AGENDA

Wednesday, February 17, 2021
6:00 p.m.

Council Chambers
City Hall

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 at www.madera.gov/live. Members of the public may participate in the meeting remotely through an electronic meeting via phone by dialing (669) 900-6833 enter ID: 986 0894 6983# followed by *9 on your phone to speak. Comments will also be accepted via email at citycouncilpubliccomment@madera.gov or by regular mail at 205 W. 4th Street, Madera, CA 93637.

CALL TO ORDER:

ROLL CALL: Mayor Santos Garcia
Mayor Pro Tem Artemio Villegas, District 6
Councilmember Cece Gallegos, District 1
Councilmember Jose Rodriguez, District 2
Councilmember Steve Montes, District 3
Councilmember Anita Evans, District 4
Vacant, District 5

INVOCATION: Pastor Tim Echevarria, New Harvest Christian Church

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)

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 – 11/18/20

Recommendation: Approve the City Council Minutes of November 18, 2020

B-2 Informational Report on Register of Audited Demands for January 23, 2021 to February 5, 2021

Recommendation: No Action Required (Report by Roger Sanchez)

B-3 Informational Report on Personnel Activity

Recommendation: No Action Required (Report by Eric Battles)

B-4 Ratification of COVID-19 Prevention Program (CPP) and Related Amendment to Injury and Illness Prevention Program (IIPP) in compliance with California Occupational Safety and Health regulations

Recommendation: Adopt a Minute Order

- 1) Ratifying Issuance of COVID-19 Emergency Policy No. 3: COVID-19 Prevention Program by the City Manager in his role as Director of Emergency Services; and
- 2) Amending Administrative Policy 45: Injury and Illness Prevention Program to remove Section 11, COVID-19 Supplement (Report by Eric Battles)

B-5 Acceptance of Improvements for Melanie Meadows Phase II & III Subdivision (Tract No. 19-S-04)

Recommendation: Adopt a Resolution

- 1) Accepting the Improvements for Melanie Meadows Phase II & III Subdivision (Tract No. 19-S-04); and
- 2) Authorizing the Filing of the Notice of Acceptance for Said Subdivision Improvements; and
- 3) Authorizing Staff to Record the Notice of Acceptance of Subdivision Improvements (Report by Keith Helmuth)

B-6 Pedestrian Hybrid Beacon at the Intersection of Stadium Road and Gary Lane

- Recommendation:** 1) Adopt a Resolution Approving the Contract Award for the Pedestrian Hybrid Beacon at the Intersection of Stadium Road and Gary Lane, City Project No. TS-29, CDBG No. B18MC060053 (“Project”), in the Amount of \$200,339 to Witbro, Inc. dba Seal Rite Paving & Grading; and
- 2) Adopt a Resolution Approving Funding Amendment Appropriating \$170,000 to the City of Madera Fiscal Year 2020/21 Capital Projects Budget for the Construction of the Pedestrian Hybrid Beacon at the Intersection of Stadium Road and Gary Lane, City Project No. TS-29, CDBG No. B18MC060053 (“Project”) (Report by Keith Helmuth)

B-7 Acceptance of Phase 1, Asbestos and Building Demolition, portion of the Olive Avenue Widening and Reconstruction between Gateway Drive to Knox Street Project

- Recommendation:** Adopt a Minute Order Approving the Acceptance of Olive Avenue Widening and Reconstruction - Gateway Dr. between Knox St. Phase 1, Asbestos Removal & Building Demolition City Project No. R-000010, Recording of Notice of Completion, and Release of Retention 35 days after Recording Notice of Completion (Report by Keith Helmuth)

B-8 Iveywood I Subdivision (Tract No. 19-S-03)

- Recommendation:** Adopt a Resolution
- 1) Approving the Final Map for the Iveywood I Subdivision; and
- 2) Approving Improvement Agreement (Agreement) for the Construction of Improvements for the Iveywood I Subdivision (Tract No. 19-S-03); and
- 3) Authorizing staff to record the Final Map and Agreement for the Construction of Improvements for the Iveywood I Subdivision (Tract No. 19-S-03); and
- 4) Accepting the Dedication of Land for Public Use (Report by Keith Helmuth)

B-9 Acceptance of Improvements for Cottonwood Estates V Subdivision (Tract No. 04-S-20)

- Recommendation:** Adopt a Resolution
- 1) Accepting the Improvements for Cottonwood Estates V Subdivision (Tract No. 04-S-20); and
- 2) Authorizing the Filing of the Notice of Acceptance for Said Subdivision Improvements; and
- 3) Authorizing staff to record the Notice of Acceptance of Subdivision Improvements (Report by Keith Helmuth)

B-10 Agreement with Nichols Consulting for Preparation and Filing of State Mandated Cost Claims

- Recommendation:** Adopt a Resolution Approving a Consultant Services Contract with Nichols Consulting for three-years at a total cost of \$10,000 (Report by Roger Sanchez)

B-11 Appointment to the City's Block Grant Commission

Recommendation: Adopt a Resolution Approving Mayor Santos Garcia's recommendation to appoint Gabriela Gonzalez-Gutierrez to the Block Grant Commission (BGC) (Report by Ivette Iraheta)

B-12 Council Appointments to the Madera County Arts Authority Board

Recommendation: Approve by Minute Order the Appointments of Councilmember Artemio Villegas as Primary Representative, Councilmember Anita Evans as 1st Alternate, and Councilmember Cece Gallegos as 2nd Alternate to serve as the City's representatives on the Madera County Arts Authority Board (MCAA) (Report by Alicia Gonzales)

B-13 Agreement with MyWorkplace, Inc., for Access to their Online Employee Benefits Management System at an Annual Cost of Approximately \$8,900

Recommendation: Adopt a Minute Order Approving a Client Access Agreement for the MyWorkplace Benefits Management and Enrollment System (Report by Eric Battles)

C. PUBLIC HEARINGS: None

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

D-1 Third Amendment to the City Manager At-Will Employment Agreement to Award a Merit Step on the Assigned Salary Range

Recommendation: This report has been prepared at the direction of the City Council; therefore, there is no staff recommendation provided. Council is asked to consider and determine whether to adopt the Resolution approving a Third Amendment to the City Manager At-Will Employment Agreement (Report by Hilda Cantu Montoy)

D-2 Amendments to the Fiscal Year 2020/21 Budget and Discussion regarding the Fiscal Impacts of the COVID-19 Pandemic

Recommendation: Adopt a Resolution Authorizing and Approving Budget Amendments to the Fiscal Year 2020/21 Budget (Report by Roger Sanchez)

E. ADMINISTRATIVE REPORTS:

E-1 City Contribution towards the Madera County Economic Development Commission (EDC) for Fiscal Year 2021/22 in the Amount of \$181,749.80

Recommendation: The EDC recommends the City Council Adopt a Minute Order Approving the 2021/22 Basic Service Level Budget as Submitted (Report by Bobby Kahn)

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 March 3, 2021

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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 February 17, 2021 near the front entrances of City Hall and on the City's website www.madera.gov at 11:15 p.m. on February 11, 2021.



Alicia Gonzales, City Clerk