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## Regular Meeting of the Madera City Council

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

### NOTICE AND AGENDA

Wednesday, April 21, 2021  
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 at [www.madera.gov/live](http://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: 921 3975 9589# 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 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 Joyce Lane, Glory of Zion Ministry

**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. Building a Healthy Community: Youth and the Retail Environment (Report by Madera County Public Health Department)
3. Proclamation Recognizing April as Earthquake Preparedness Month
4. Proclamation Denouncing Asian American Racism
5. Proclamation Recognizing Sexual Assault Awareness Month

**INTRODUCTIONS:** Alex Estrada, Accountant I (Report by Roger Sanchez)

**A. WORKSHOP:**

**A-1 Workshop on Pending Cannabis Regulatory Ordinance and Related Procedures**

**Recommendation:** Consider Workshop Presentation and Provide Direction to Staff (Report by Arnoldo Rodriguez)

**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 – [01/06/21](#), [01/28/21](#)**

**Recommendation:** Approve the City Council Minutes of January 6, 2021 and January 28, 2021

**B-2 Informational Report on Register of Audited Demands for March 6, 2021 to April 9, 2021**

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

**B-3 Informational Report on Personnel Activity**

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

**B-4 Informational Report on Contract City Attorney Services and Litigation Expenditures**

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

**B-5 Amendments to Applications for Transportation Act (TDA) – Local Transportation Funds (LTF) and State Transit Assistance (STA) Funds for Fiscal Year 2020/21**

**Recommendation:** Adopt a Resolution Approving Amendments to the Applications for TDA-LTF and STA Funds for FY 2020/21 and Authorizing the City Engineer to Execute and Submit the Amendments to Madera County Transportation Commission (Report by Keith Helmuth)

**B-6 First Amendment to Agreement with Carollo Engineers for Professional Engineering Design Services for a Water Storage Tank, Pump Station, and Transmission Main**

**Recommendation:** Adopt a Resolution Approving Amendment No. 1 to the Agreement with Carollo Engineers for Professional Engineering Design Services for a Water Storage Tank, Pump Station, and Transmission Main (Report by Keith Helmuth)

**B-7 Agreement for the Use of the Firing Range at Central California Women’s Facility (CCWF) by the Madera Police Department**

**Recommendation:** Adopt a Minute Order

- 1) Approving a Temporary Right of Entry and License Agreement for Firing Range Use at Central California Women’s Facility Effective for Five-Years Retroactive to November 1, 2020; and
- 2) Authorizing the Chief of Police to Execute the Agreement on behalf of the City (Report by Dino Lawson)

**B-8 Ellis & D Street Subdivision (Tract No. 19-S-07)**

**Recommendation:** Adopt a Resolution

- 1) Approving the Final Map for the Ellis & D Street Subdivision
- 2) Approving Improvement Agreement for the Construction of Improvements for the Ellis & D Street Subdivision (Tract No. 19-S-07)
- 3) Authorizing Staff to Record the Final Map and Agreement for the Construction of Improvements for the Ellis & D Street Subdivision (Tract No. 19-S-07)
- 4) Accepting the Dedication of Land for Public Use (Report by Keith Helmuth)

**B-9 Consideration of Fresno River Trash Removal Project**

**Recommendation:** Adopt a Resolution Approving Memorandum of Understanding (MOU) between County of Madera and City of Madera Pertaining to a Fresno River Trash Removal Project (Report by Daniel Foss)

**B-10 Purchasing Agent Agreement with County of Madera Relating to CalFresh Healthy Living Program**

**Recommendation:** Adopt Resolutions

- 1) Approving a Purchasing Agent Agreement with County of Madera in the Amount of \$24,999 Relating to CalFresh Healthy Living Program; and
- 2) Amending the City’s Fiscal Year 2020/21 Budget for the Acceptance of Revenue in the Amount of \$22,000 and Approving Related Expenditure Line Items (Report by Arnoldo Rodriguez)

**B-11 Consideration of a Minute Order Acceptance of the Submittal of a Support Letter Expressing the Madera City Council’s Support for AB 559 San Joaquin River Conservancy: Governing Board**

**Recommendation:** Approve a Minute Order Approving Submittal of Support Letter Addressed to Assembly Member Dr. Joaquin Arambula, Expressing the Madera City Council’s Support for AB 559 San Joaquin River Conservancy: Governing Board (Report by Arnoldo Rodriguez)

**B-12 Appointment of Councilmember Cece Gallegos to the City’s Golf Course Ad-Hoc Committee**

**Recommendation:** Adopt a Minute Order Appointing Councilmember Cece Gallegos to the Golf Course Ad-Hoc Committee (Report by Arnoldo Rodriguez)

**C. PUBLIC HEARINGS: None**

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

**D-1 Update to the Code of Conduct for the Madera City Council, Boards, Commissions and Committees**

**Recommendation:** Adopt a Resolution Approving Amending and Restating the Code of Conduct, Adopted September 18, 2019 (Report by Arnoldo Rodriguez)

**D-2 Agreement with WSP USA for the Development of the Madera Transit Plan (Madera Metro) in the amount of \$100,000**

**Recommendation:** Adopt a Resolution Approving the Agreement with WSP USA for the Transit Consulting Services for the Development of the Madera Transit Plan (Report by Ivette Iraheta)

**D-3 Agreement to Complete an Updated Americans with Disabilities Act (ADA) Self-Evaluation and Transition Plan (SETP) and Related Budget Amendment**

**Recommendation:** Adopt a Minute Order

- 1) Approving a Consulting Services Agreement with Sally Swanson Architects, Inc., to complete an updated ADA SETP for a total project cost of \$244,550, inclusive of Geographic Information System (GIS) mapping of sidewalks and streetlights; and
- 2) Approving an Amendment to the Fiscal Year 2020/21 Budget for the Human Resources Department in the amount of \$60,000 (Report by Wendy Silva)

**D-4 Amendment No. 2 to Professional Services Agreement with Provost & Pritchard Consulting Group**

**Recommendation:** Adopt a Resolution Approving Amendment No. 2 to Agreement for Professional Planning Services with Provost & Pritchard Consulting Group, Designating Source of Funds for Amendment No. 2, and Approving Amendment to the General Fund Budget for a Budget Line Item Increase of \$150,000 (Report by Keith Helmuth)

**D-5 Professional Planning and Environmental Review Services Agreement with Rincon Consultants, Inc.**

**Recommendation:** Adopt a Resolution Approving the Professional Services Agreement between the City of Madera and Rincon Consultants, Inc. for City Planning and Environmental Services and Rescinding Resolution 20-45 (Report by Gary Conte)

**D-6 Professional Planning and Environmental Services Agreement with QK**

**Recommendation:** Adopt a Resolution Approving the Professional Services Agreement between the City of Madera and QK for City Planning and Environmental Services in the amount of \$50,000 (Report by Gary Conte)

**E. ADMINISTRATIVE REPORTS:**

**E-1 Receive and File of the Comprehensive Annual Financial Report (CAFR) for the Fiscal Year ended June 30, 2020**

**Recommendation:** It is recommended City Council receive and file of the Audited Financial Statements for Fiscal Year ended June 30, 2020 (Report by Roger Sanchez)

## **E-2 Informational Report on the American Rescue Plan**

**Recommendation:** This report is submitted for informational purposes and action is not being requested from the City Council at this time (Report by Arnolando 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 Labor Negotiators - Pursuant to Government Code §54957.6**

**Agency Designated Representatives:**

Arnolando Rodriguez, Wendy Silva, and Che Johnson

**Employee Organizations:**

General Bargaining Unit/Madera Affiliated City Employees Association

Mid-Management Employee Group

Madera Police Officers' Association

Law Enforcement Mid Management

**ADJOURNMENT:** – Next regular meeting on May 5, 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 April 21, 2021 near the front entrances of City Hall and on the City's website [www.madera.gov](http://www.madera.gov) at 9:00 p.m. on April 15, 2021.



Alicia Gonzales, City Clerk