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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, September 15, 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: #861 9231 0224. When an agenda item you wish to comment on is discussed, press \*9 on your phone to virtually raise your hand. Press \*6 to un-mute yourself to speak when the last four digits of your phone number or your name is called. 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 Roger Leach, Valley West Christian Center

**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 Madera County Public Health Department)
2. Proclamation Recognizing Old Timers' Week
3. Proclamation Recognizing the 211<sup>th</sup> Anniversary of the Mexican Independence Day
4. Senator Anna Caballero's 2021 Young Legislators Program

**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 – 05/17/21**

**Recommendation:** Approve the City Council Minutes of May 17, 2021

**B-2 Informational Report on Register of Audited Demands for August 21, 2021 to September 3, 2021**

**Recommendation:** No Action Required (Report by Anthony Forestiere)

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

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

**B-4 Assignment of Grant Administrator Classification to the Competitive Service**

**Recommendation:** Waive Further Reading and Adopt an Ordinance Amending Subsection E of §2-2.305 of Title II of the Madera Municipal Code relating to Civil Service and Exceptions to the Competitive Service (Report by Wendy Silva)

**B-5 Agreement with Quad Knopf Inc, dba QK for Professional Engineering Services for the Planning and Design of New Automatic Meter Reading (AMR) Water Meters**

**Recommendation:** Adopt a Resolution Approving an Agreement with Quad Knopf Inc, dba QK in the Amount of \$281,862 for Professional Engineering Design Services for the Installation of New Automatic Meter Reading (AMR) Water Meters at Various Locations, City Project No. W-31, W-32, and W-33 (Report by Keith Helmuth)

**B-6 Ellis & D Street Subdivision – Use of County Owned Ellis Street Basin**

**Recommendation:** Authorize City Engineer to Sign and Transmit Letter to County of Madera Regarding Use of Ellis Street Basin (Report by Keith Helmuth)

**B-7 Airport Access Agreement Renewal with Stephen J. and Nadine Sagouspe**

**Recommendation:** Adopt a Resolution Clarifying Resolution No. 21-109 Regarding Property Description for Airport Access Agreement with Stephen J. and Nadine Sagouspe (Report by Daniel Foss)

**B-8 Appointment of Patricia Carreon to the Transit Advisory Board**

**Recommendation:** Adopt a Resolution Appointing Patricia Carreon to Serve as a Member of the City of Madera Transit Board (TAB) (Report by Anthony Forestiere)

**B-9 Transfer of Community Development Block Grant (CDBG) Funds from the City's Engineering to the Public Works Department and Approve Amendment to CDBG Subrecipient Agreement with City's Public Works Department**

**Recommendation:** Adopt a Resolution Approving an Amendment to CDBG Subrecipient Agreement with City's Public Works Department, Rescinding Resolution No. 21-14 Approving Subrecipient Agreement for \$36,755 with City Engineering Department, and Approving a Transfer of \$36,755 in CDBG funds from the Engineering Department to Public Works(Report by Anthony Forestiere)

**C. PUBLIC HEARINGS:**

**C-1 Measure T Annual Expenditure Plan (AEP) for Fiscal Year 2021/22**

**Recommendation:** Adopt a Resolution Approving the Expenditure Budget for the Various Funding Programs in the Measure T AEP for FY 2021/22 and Authorizing Submission of Projects to Madera County Transportation Commission (MCTA) for Adoption (Report by Keith Helmuth)

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

**D-1 Second Reading and Adoption of Ordinance Amending the City's Municipal Code Relating to Cannabis and Adoption of Negative Declaration**

**Recommendation:**

- 1) Waive full reading and Adopt an Ordinance of the City of Madera, California Amending Section 6-5.33 (D) Of Title VI, Chapter 5 of the Madera Municipal Code Relating to Location and Design of Cannabis Businesses [Relative to Lions Town & Country Community Park]
- 2) Adopt the Negative Declaration the determined that the Proposed Project will not have Significant Adverse Effects on the Environment (Report by Arnoldo Rodriguez)

**D-2 Initiation of Proceedings for the Annexation of the Omni Subdivision into Community Facilities District 2005-01**

**Recommendation:**

- 1) Adopt a Resolution Adopting a Boundary Map Showing the Territory Proposed for Annexation to City of Madera Community Facilities District No. 2005-01; and
- 2) Adopt a Resolution Declaring the City's Intention to Authorize the Annexation of Territory into City of Madera Community Facilities District No. 2005-01 (Report by Gary Conte)

**E. ADMINISTRATIVE REPORTS:** None

**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 Public Employee Performance Evaluation – Pursuant to Government Code Section §54957(b)(1)**

**Title:** City Clerk

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

1) Workers Compensation: Lynn Hollier – Two (2) Claims

**G-3 Conference with Labor Negotiators - Pursuant to Government Code §54957.6**

**Agency Designated Representative:** Arnoldo Rodriguez

**Unrepresented Employee:** Director of Parks & Community Services

**G-4 Conference with Labor Negotiators - Pursuant to Government Code §54957.6**

**Agency Designated Representative:** Arnoldo Rodriguez and Wendy Silva

**Employee Groups:** Mid Management Employee Group and Law Enforcement Mid Management Group

**ADJOURNMENT:** – Next regular meeting on October 6, 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.
  - A complete agenda packet is available on the City’s website and in the City Clerk’s Office at least 72 hours prior to a Regular Meeting and 24 hours prior to a Special Meeting. A hard copy of any agenda report may be requested by contacting the City Clerk’s Office at (559) 661-5405 or by email at [cityclerkinfo@madera.gov](mailto:cityclerkinfo@madera.gov).
  - 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 September 15, 2021 near the front entrances of City Hall and on the City's website [www.madera.gov](http://www.madera.gov) at 7:30 p.m. on September 9, 2021.

A handwritten signature in blue ink that reads "Alicia Gonzales". The signature is written in a cursive style with a large initial "A".

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Alicia Gonzales, City Clerk