



Item:	B-1
Minutes for:	06/02/2021
Adopted:	10/20/2021

Minutes of a Regular Meeting of the Madera City Council

**June 2, 2021
6:00 p.m.**

**Council Chambers
City Hall**

This meeting was 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 was live streamed on the City’s website at www.madera.gov/live. 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: 964 2936 4161# followed by *9 on their phone to speak. Comments were also accepted via email at citycouncilpubliccomment@madera.gov or 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 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

Absent: Vacant, District 5

Others present were City Manager Arnoldo Rodriguez, City Clerk Alicia Gonzales, City Attorney Hilda Cantu Montoy, Chief Building Official Steve 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, Chief of Police Dino Lawson, Interim Public Works Director Daniel Foss, Associate Planner Derek Sylvester, Deputy City Engineer Randy Bell, Administrative Analyst (Engineering) Nicole Say, Senior Civil Engineer Victor Aldama, and Communication Specialist Joseph Carrello.

INVOCATION: Pastor Fred Thurman, New Life Assembly

PLEDGE OF ALLEGIANCE: Human Resources Director Wendy Silva

APPROVAL OF AGENDA:

ON MOTION BY COUNCILMEMBER EVANS AND SECONDED BY MAYOR PRO TEM VILLEGAS, THE AGENDA WAS APPROVED BY A 6/0 VOTE. NOES: NONE. ABSENT: DISTRICT 5 IS CURRENTLY VACANT. ABSTAIN: NONE.

THE MOTION PASSED WITH THE FOLLOWING VOTE:

**YES: 6 – COUNCILMEMBER GALLEGOS
COUNCILMEMBER RODRIGUEZ
COUNCILMEMBER MONTES
COUNCILMEMBER EVANS
MAYOR PRO TEM VILLEGAS
MAYOR GARCIA**

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.

Angelina Garcia submitted an email asking for more equity permits the number amount of equity permit slots available for consideration and reducing the amount of some of the bigger corporation permits that are also being considered. She is a member of the community and representative of Mainstream Medicinal Club and would love to see a cannabis dispensary locally owned and run by members of the community regardless of whoever the permits are allocated to.

Marilyn Deleija submitted an email advising that she is a representative for Mainstream Medicinal Club and would appreciate if they would consider adding two more equity slots/positions for the dispensary permits that will be available in the future. She asked they consider either 8 total, 4 equity and 4 regular permits or 10 total, 4 equity and 6 regular permits. She stated that adding more equity slots gives better opportunities for local businesses and local business owners to get one of those permits.

Ms. Deleija would also like to address the planning committee to approve the rezoning of Madera to make it easier for interested parties to open dispensaries within city limits. This would be a great opportunity to revitalize downtown and its neighboring local businesses.

WRITTEN COMMUNICATIONS: None

PRESENTATIONS:

1. Proclamation Recognizing June as PRIDE Month
2. Proclamation Recognizing Madera born Olympic Hall of Famer Lee Edward Evans

INTRODUCTIONS: None

A. WORKSHOP:

A-1 Workshop on a Planned Caltrans Project on State Route 145 (SR145)

Recommendation: Consider Workshop Presentation and Provide Direction to Staff (Report by Keith Helmuth)

A Caltrans representative gave 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 EVANS AND SECONDED BY MAYOR PRO TEM VILLEGAS, THE CONSENT CALENDAR WAS APPROVED BY A 6/0 VOTE. NOES: NONE. ABSENT: DISTRICT 5 IS CURRENTLY VACANT. ABSTAIN: NONE.

THE MOTION PASSED WITH THE FOLLOWING VOTE:

**YES: 6 – COUNCILMEMBER GALLEGOS
COUNCILMEMBER RODRIGUEZ
COUNCILMEMBER MONTES
COUNCILMEMBER EVANS
MAYOR PRO TEM VILLEGAS
MAYOR GARCIA**

B-1 Minutes – 02/17/21

Recommendation: Approve the City Council Minutes of February 17, 2021

B-2 Informational Report on Register of Audited Demands for May 8, 2021 to May 21, 2021

Recommendation: No Action Required (Report by Roger Sanchez)

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

Recommendation: This report is submitted for informational purposes only and there is no action requested from the City Council (Report by Arnaldo Rodriguez)

B-4 Appointment to the City's ADA Advisory Council (MADAAC)

Recommendation: Adopt a Resolution Approving Councilwoman Evans' Appointment of Muhammed Latif to the City's ADA Advisory Council (Report by Wendy Silva)

RES 21-71

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPOINTING MUHAMMAD LATIF TO THE CITY OF MADERA ADA ADVISORY COUNCIL

B-5 Special Services Agreement with Liebert Cassidy Whitmore (LCW)

Recommendation: Adopt a Minute Order Approving a Special Services Agreement with LCW for Contract Legal Services (Report by Wendy Silva)

B-6 Joint Powers Agreement to join Public Risk Innovation, Solutions, and Management (PRISM)

Recommendation: Adopt a Resolution

- 1) Confirming the City of Madera's desire to join Prism; and
- 2) Approving the PRISM Joint Powers Agreement; and
- 3) Appointing the City Manager and Director of Human Resources to act on the City's behalf in matters related to PRISM (Report by Wendy Silva)

RES 21-72 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA TO JOIN PUBLIC RISK INNOVATION, SOLUTIONS, AND MANAGEMENT (PRISM) AND DELEGATE AUTHORITY TO THE CITY MANAGER AND DIRECTOR OF HUMAN RESOURCES TO ACT ON BEHALF OF THE CITY OF MADERA RELATING TO PRISM

B-7 Appointment to the City's Planning Commission

Recommendation: Adopt a Resolution Approving Councilwoman Evans' Appointment of Balwinder Singh to the City's Planning Commission (Report by Gary Conte)

RES 21-73 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPOINTING BALWINDER SINGH TO THE CITY OF MADERA PLANNING COMMISSION

B-8 Surplus Property

Recommendation: Approve a Minute Order Declaring Certain Property as Identified on the Surplus Property List to be Surplus Consistent with the City Purchasing Policy (Report by Roger Sanchez)

B-9 Preparation of the 2020 Urban Water Management Plan

Recommendation: Adopt a Resolution Approving an Agreement with Provost & Pritchard Consulting Group for Preparation of the 2020 Urban Water Management Plan (Report by Daniel Foss)

RES 21-74 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING AN AGREEMENT WITH PROVOST & PRITCHARD CONSULTING GROUP FOR THE CONSULTING AND PREPARATION OF THE 2020 URBAN WATER MANAGEMENT PLAN

B-10 Applications for Transportation Development Act (TDA) – Local Transportation Funds (LTF) and State Transit Assistance (STA) Funds for Fiscal Year (FY) 2021/22

Recommendation: Adopt a Resolution Approving the Applications for TDA– LTF and STA Funds for FY 2021/22 and Authorizing the City Engineer to execute and submit the Applications to the Madera County Transportation Commission (MCTC) (Report by Keith Helmuth)

RES 21-75 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) 2021/22 AND AUTHORIZING THE CITY ENGINEER TO EXECUTE AND SUBMIT THE APPLICATIONS TO MADERA COUNTY TRANSPORTATION COMMISSION (MCTC)

B-11 Project List for Fiscal Year (FY) 2021/22 Funded by Senate Bill (SB1) Road Maintenance and Rehabilitation Account (RMRA) – Local Streets and Roads Funding Program

Recommendation: Adopt a Resolution Adopting the City Project List for FY 2021/22 Funded by the SB 1 RMRA Account of the Local Streets and Roads Funding Program (Report by Keith Helmuth)

RES 21-76 RESOLUTION ADOPTING THE CITY OF MADERA PROJECT LIST FOR FISCAL YEAR (FY) 2021/22 FUNDED BY THE SENATE BILL (SB 1) ROAD MAINTENANCE AND REHABILITATION ACCOUNT (RMRA) – LOCAL STREETS AND ROADS FUNDING PROGRAM

B-12 Facilities Use Agreement between the City of Madera and Madera County Superintendent of Schools (MCSOS)/Madera County Office of Education (MCOE)

Recommendation: Adopt a Minute Order Approving Facilities Use Agreement with MCSOS and MCOE and Authorizing the City Manager to Execute Facilities Use Applications on an ongoing basis between the City and MCSOS/MCOE (Report by Dino Lawson)

C. PUBLIC HEARINGS: None

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

D-1 Approval of a New Schedule “A” Agreement with the California Department of Forestry and Fire Protection (CAL Fire) from July 1, 2021 to June 30, 2022 for Fire Service Operations

Recommendation: Adopt a Resolution Approving a New Schedule “A” Agreement with the California Department of Forestry and Fire Protection (CAL FIRE) from July 1, 2021 to June 30, 2022 for Fire Service Operations (Report by Matt Watson)

RES 21-77 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING A NEW SCHEDULE "A" AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION (CAL FIRE) FROM JULY 1, 2021, TO JUNE 30, 2022, FOR FIRE SERVICE OPERATIONS, AND AUTHORIZING THE MAYOR TO SIGN THE AGREEMENT ON BEHALF OF THE CITY OF MADERA

D-2 Deficits Related to the Technology Fund and Facilities Maintenance Fund

Recommendation: Adopt a Minute Order Authorizing the Director of Financial Services to Transfer Existing Reserves from the General Fund and Various Enterprise Funds to the Technology Fund by \$650k and \$1.1M to the Facilities Maintenance Fund (Report by Roger Sanchez)

ON MOTION BY COUNCILMEMBER GALLEGOS AND SECONDED BY COUNCILMEMBER MONTES, THE CONSENT CALENDAR WAS APPROVED BY A 5/1 VOTE. NOES: COUNCILMEMBER RODRIGUEZ. ABSENT: DISTRICT 5 IS CURRENTLY VACANT. ABSTAIN: NONE.

THE MOTION PASSED WITH THE FOLLOWING VOTE:

**YES: 5 – COUNCILMEMBER GALLEGOS
COUNCILMEMBER MONTES
COUNCILMEMBER EVANS
MAYOR PRO TEM VILLEGAS
MAYOR GARCIA**

NOES: 1 - COUNCILMEMBER RODRIGUEZ

E. ADMINISTRATIVE REPORTS:

E-1 Redistricting Process Required for City Council Districts

Recommendation: Council to hear report on the redistricting process required by local, state, and federal law; discuss process, and provide direction to staff (Report by Hilda Cantu Montoy)

E-2 Fiscal Year Budget 2021/2022 Presentation and Workshop

Recommendation: Presentation for Fiscal Year Budget 2021/2022, Council Review, Discuss and Provide Direction to Staff (Report by Roger Sanchez)

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 Gallegos stated that the Farmers' Market starts this Thursday at Madera Community Hospital from 3:00 p.m. – 6:00 p.m. The Farmer's Market will be held every Thursday from June through August 5th.

Councilmember Rodriguez had nothing to report.

Councilmember Montes had nothing to report.

Councilmember Evans thanked everyone for all that they do. She stated that there will be a Juneteenth Celebration on June 19th and they will be honoring Olympiad Lee Evans who has passed and was born in Madera. The event starts at 3:00 p.m. and taco/food trucks will be out there.

Mayor Garcia thanked Councilmember Evans for organizing the event. Councilmember Evans thanked City Manager Arnoldo for assisting with organizing the event.

Mayor Pro Tem Villegas had nothing to report.

Mayor Garcia stated he was at Courthouse Park on Memorial Day honoring fallen veterans. He stated the event was very well put together.

G. CLOSED SESSION:

G-1 Conference with Labor Negotiators - Pursuant to Government Code §54957.6

Agency Designated Representatives:

Arnoldo Rodriguez, Wendy Silva, Roger Sanchez, 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

City Attorney Hilda Cantu Montoy made the Closed Session Announcement at 9:00 p.m.

Council returned from closed session at 10:47 p.m. with six (6) Councilmembers present as District 5 is currently vacant.

City Attorney Hilda Cantu Montoy stated there was no reportable action.

ADJOURNMENT: The meeting was adjourned at 10:48 p.m. Next regular meeting on June 16, 2021.

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


ARTEMIO VILLEGAS, Mayor Pro Tem


MINUTES PREPARED BY
ZELDA LEON, Deputy City Clerk

