



## REGULAR MEETING OF THE MADERA CITY COUNCIL

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

### NOTICE AND AGENDA

Wednesday, December 15, 2021  
6:00 p.m.

Council Chambers  
City Hall

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The Council Chambers will be open to the public. This meeting will also be available for public viewing and participation through Zoom. Members of the public may also observe the live streamed meeting on the City's website at [www.madera.gov/live](http://www.madera.gov/live). Members of the public may comment on agenda items at the meeting or remotely through an electronic meeting via phone by dialing (669) 900-6833 enter ID: 830 0945 0933#. Comments will also be accepted via email at [citycouncilpubliccomment@madera.gov](mailto:citycouncilpubliccomment@madera.gov) or by regular mail at 205 W. 4th Street, Madera, CA 93637.

The City will observe the Madera County Public Health Department physical distancing recommendations. This may limit seating in the Council Chamber; however, the City will have seating available in the foyer. All persons visiting City facilities shall observe health and safety protocols.

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

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

**INVOCATION:** Mayor Pro Tem Anita Evans

**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 the 2021 National FFA Veterinary Science Career Development Champions
3. Proclamation Recognizing the Madera South High School Cross-Country Team Division I Champions
4. The Impact of Flavored Tobacco on Youth and Our Community (Report by Madera County Tobacco Control Program)

**INTRODUCTIONS:** None

**A. WORKSHOP:**

**A-1 Proposition 218 Rate Study for Water, Sewer, Storm Drain, and Solid Waste** (Report by Anthony Forestiere)

**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 – June 7, 2021**

**Recommendation:** Approve the City Council Minutes of June 7, 2021

**B-2 Informational Report on Register of Audited Demands for November 20, 2021 to December 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 Salary Range Assignments for Part Time Positions due to Increases in the California Minimum Wage**

**Recommendation:** Adopt a Resolution Approving the City of Madera Part Time Salary Schedule effective January 1, 2022 (Report by Wendy Silva)

**B-5 Approval of Test Rental and Use Agreement for Employment-Related Testing Services**

**Recommendation:** Adopt a Minute Order Approving the Test Rental and Use Agreement with CPS HR Consulting and Authorizing the City Manager to Execute the Agreement (Report by Wendy Silva)

**B-6 Annexation of Linden Apartments into Zone of Benefit 4 and Camarena Health into Zone of Benefit 51 of Landscape and Lighting Assessment Districts (LMD) Zone for Fiscal Year 2022/23**

**Recommendation:** Adopt Resolutions Approving Annexation of Linden Apartments and Camarena Health into their respective Zones of Benefit, 4 & 51, and Confirming the Diagrams and Assessments for Citywide Landscape and Lighting Assessment District of their respective Zones of Benefit: 4 & 51 (Report by Keith Helmuth)

**B-7 Revisions to the Civil Service Commission Composition and Appointment Process**

**Recommendation:** Waive further Reading and Adopt an Ordinance Amending §2-2.303 of Title II of the Madera Municipal Code Relating to Number of Commissioners and Method for Making Appointments to Civil Service Commission (Report by Wendy Silva)

**B-8 Underground Service Alert of Northern California and Nevada (USA) Membership Agreement**

**Recommendation:** Adopt a Minute Order Approving the First Amended Membership Agreement with USA (Report by Daniel Foss)

**B-9 Agreement for Police Canine Training Services**

**Recommendation:** Adopt a Resolution Approving an Agreement for Contract Services with Law Dog K9 for Police Canine Training estimated at \$10,800 per year and increasing to \$11,340 per year in January of 2024 (Report by Dino Lawson)

**B-10 Evaluation of the Loy Cook Water Tower**

**Recommendation:** Adopt a Resolution Approving an Agreement with Beyaz & Patel, Inc. for the Structural Evaluation and Interior and Exterior Coating Evaluation of the Loy Cook Water Tower in the Amount of \$104,798.38 and a Contingency of 10 percent of the Contract Amount (Report by Keith Helmuth)

**B-11 Appointment of City Representative to the Board of Trustees of the Madera County Mosquito and Vector Control District**

**Recommendation:** Consider Adoption of a Resolution Appointing Donald Horal to the Board of Trustees of the Madera County Mosquito and Vector Control District for an Additional Two-year Term (Report by Alicia Gonzales)

**C. PUBLIC HEARINGS: None**

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

**D-1 Consideration of an Ordinance for Organic Waste Disposal Reduction, Recycling, and Solid Waste Collection per Senate Bill (SB) 1383**

**Recommendation:** Waive full reading and introduce an Ordinance Amending the Title V "Sanitation and Health" of the Madera Municipal Code by Adding New Chapter 3A Relating to Organic Waste Disposal Reduction, Recycling, and Solid Waste Collection and confirming a CEQA Categorical Exemption (Report by Arnolando Rodriguez)

**D-2 Consultant Services Agreement with T J K M for Design Services for Traffic Signals and New Signal Controller Upgrades**

**Recommendation:** Adopt a Resolution Approving an Agreement with T J K M in the amount of \$128,738.77 for design services for:

- 1) New Traffic Signal at the Intersection of Cleveland Avenue and Granada Drive; and
- 2) New Traffic Signal at the Intersection of South Street and D Street; and
- 3) New Signal Controller Upgrades at the Intersection of Howard Road and Pine Street, and the Intersection of Olive Avenue, W. Yosemite Avenue, and Q Street (Report by Keith Helmuth)

**D-3 Amendment to the Agreement between the City and MV Public Transportation, Inc. pertaining to Madera Metro**

**Recommendation:** Adopt a Resolution Approving Amendment to No. 3 to the Agreement for Management and Operation of Madera Transit Services Agreement with MV Public Transportation, Inc. Relating to Holiday Service Hours and Driver Certification Requirements (Report by Anthony Forestiere)

**D-4 Request by Pistoresi Ambulance Paramedics to Extend the Lease Agreement for Space at Fire Station 57**

**Recommendation:** Adopt a Resolution Approving a Three-month Extension to the Original Lease Agreement with Pistoresi Ambulance Paramedics beginning on January 1, 2022 at a Monthly Rate of \$2,040 (Report by Matt Watson)

**E. ADMINISTRATIVE REPORTS:**

**E-1 Seek Direction Regarding the 2022 Regular City Council Meeting Schedule**

**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 Labor Negotiators - Pursuant to Government Code §54957.6**

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

**Employee Groups:** General Bargaining Unit, Madera Police Officers' Association, Mid Management Employee Group, Law Enforcement Mid Management Group

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

**Workers' Compensation:** Christian Gomez – One (1) claim

Mark Trukki – One (1) claim

**G-3 Liability Claim Pursuant to Government Code §54956.95**

**Agency Claimed Against:** City of Madera


**Claimant:** Darrel R. Rustigian, Esq. ASO Sylvia Barrientos

**ADJOURNMENT:** – Next regular meeting on January 19, 2022.

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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 December 15, 2021 near the front entrances of City Hall and on the City’s website [www.madera.gov](http://www.madera.gov) at 5:00 p.m. on December 10, 2021.



Alicia Gonzales, City Clerk