

Item:	B-1
Minutes for:	05/05/2021
Adopted:	12/01/2021

## Minutes of a Regular Meeting of the Madera City Council

**May 5, 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](http://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: 921 3975 9589# followed by \*9 on their phone to speak. Comments were also 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.

**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 Jose Rodriguez, District 2  
Councilmember Steve Montes, District 3  
Councilmember Anita Evans, District 4

Absent: Councilmember Cece Gallegos, District 1  
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, Planning Manager Gary Conte, Chief of Police Dino Lawson, Interim Public Work Director Dan Foss, and Communication Specialist Joseph Carrello.

**INVOCATION:** Rabbi Paul Gordon

**PLEDGE OF ALLEGIANCE:** Grants Administrator Ivette Iraheta

**APPROVAL OF AGENDA:**

**ON MOTION BY COUNCILMEMBER RODRIGUEZ AND SECONDED BY MAYOR PRO TEM VILLEGAS, THE AGENDA WITH ITEM D-1 PULLED FROM THE AGENDA WAS APPROVED BY A 5/0 VOTE. NOES: NONE. ABSENT: COUNCILMEMBER GALLEGOS AND DISTRICT 5 IS CURRENTLY VACANT. ABSTAIN: NONE.**

**THE MOTION PASSED WITH THE FOLLOWING VOTE:**

**YES: 5 -**            **COUNCILMEMBER RODRIGUEZ**  
**COUNCILMEMBER MONTES**  
**COUNCILMEMBER EVANS**  
**MAYOR PRO TEM VILLEGAS**  
**MAYOR GARCIA**

**ABSENT: 1 -**        **COUNCILMEMBER GALLEGOS**

**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.*

No Public Comment was submitted. Public Comment was closed.

**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.*

**ON MOTION BY COUNCILMEMBER MONTES AND SECONDED BY COUNCILMEMBER EVANS, THE CONSENT CALENDAR WAS APPROVED BY A 5/0 VOTE. NOES: NONE. ABSENT: COUNCILMEMBER GALLEGOS AND DISTRICT 5 IS CURRENTLY VACANT. ABSTAIN: NONE.**

**THE MOTION PASSED WITH THE FOLLOWING VOTE:**

**YES: 5 -**            **COUNCILMEMBER RODRIGUEZ**  
**COUNCILMEMBER MONTES**  
**COUNCILMEMBER EVANS**  
**MAYOR PRO TEM VILLEGAS**  
**MAYOR GARCIA**

**ABSENT: 1 - COUNCILMEMBER GALLEGOS**

**B-1 Minutes – 01/20/21**

**Recommendation:** Approve the City Council Minutes of January 20, 2021

**B-2 Informational Report on Register of Audited Demands for April 10, 2021 to April 23, 2021**

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

**B-3 Lease Agreement for Facilities at the Millview Community Center**

**Recommendation:** Adopt a Resolution Approving a three-year Lease Agreement with the Community Action Partnership of Madera County, Inc. (CAPMC) for Occupation and Use of Facilities at the Millview Community Center (Report by Arnoldo Rodriguez)

**RES 21-57**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING A THREE-YEAR LEASE AGREEMENT WITH THE COMMUNITY ACTION PARTNERSHIP OF MADERA COUNTY, INC. FOR OCCUPATION AND USE OF FACILITIES AT THE MILLVIEW COMMUNITY CENTER

**B-4 Permit for the Madera Municipal Airport for the 2021/2022 Porsche Club of America Autocross Events**

**Recommendation:** Adopt a Resolution Approving a Special Activity Permit Certificate for the Use of Designated Areas of the Madera Municipal Airport for the 2021/2022 Porsche Club of America Autocross Events (Report by Daniel Foss)

**RES 21-58**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING A SPECIAL ACTIVITY PERMIT CERTIFICATE FOR THE USE OF DESIGNATED AREAS OF THE MADERA MUNICIPAL AIRPORT FOR THE 2021-2022 PORSCHE CLUB OF AMERICA AUTOCROSS EVENTS

**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 Amending and Restating the Code of Conduct for the City Council, and Members of City Boards, Commissions, and Committees Adopted September 18, 2019 (Report by Arnoldo Rodriguez)

This item was pulled from the agenda.

**D-2 Second Amended Lease Agreement from WSD, LLC to California Pacific Investments**

**Recommendation:** Adopt a Resolution Approving the Assignment of Second Amended Lease Agreement from WSD, LLC to California Pacific Investments for Airport Hangar Space (Report by Daniel Foss)

**ON MOTION BY COUNCILMEMBER MONTES AND SECONDED BY MAYOR PRO TEM VILLEGAS, THE ITEM D-2 WAS APPROVED BY A 5/0 VOTE. NOES: NONE. ABSENT: COUNCILMEMBER GALLEGOS AND DISTRICT 5 IS CURRENTLY VACANT. ABSTAIN: NONE.**

**THE MOTION PASSED WITH THE FOLLOWING VOTE:**

**YES: 5 -**                    **COUNCILMEMBER RODRIGUEZ**  
**COUNCILMEMBER MONTES**  
**COUNCILMEMBER EVANS**  
**MAYOR PRO TEM VILLEGAS**  
**MAYOR GARCIA**

**ABSENT: 1 -**            **COUNCILMEMBER GALLEGOS**

**RES 21-59**                A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING THE ASSIGNMENT OF SECOND AMENDED LEASE AGREEMENT FROM WSD, LLC TO CALIFORNIA PACIFIC INVESTMENTS

**E. ADMINISTRATIVE REPORTS:**

**E-1 Retail Sales Tax Update**

**Recommendation:** This report is submitted for informational purposes and action is not being requested from the City Council at this time (Report by Roger Sanchez)

**E-2 Request of a Second One-Year Extension of the Current Tax Sharing Agreement between the City and the County of Madera**

**Recommendation:** Adopt a Resolution Approving the Second One-Year Extension to the Current Tax Sharing Agreement Set to Expire June 5, 2021 (Report by Arnoldo Rodriguez)

**ON MOTION BY COUNCILMEMBER MONTES AND SECONDED BY MAYOR PRO TEM VILLEGAS, THE ITEM E-2 WITH CHANGE TO THE RESOLUTION TITLE WAS APPROVED BY A 5/0 VOTE. NOES: NONE. ABSENT: COUNCILMEMBER GALLEGOS AND DISTRICT 5 IS CURRENTLY VACANT. ABSTAIN: NONE.**

**THE MOTION PASSED WITH THE FOLLOWING VOTE:**

**YES: 5 -**                    **COUNCILMEMBER RODRIGUEZ**  
**COUNCILMEMBER MONTES**  
**COUNCILMEMBER EVANS**  
**MAYOR PRO TEM VILLEGAS**  
**MAYOR GARCIA**

**ABSENT: 1 - COUNCILMEMBER GALLEGOS**

**RES 21-60** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING A SECOND ONE-YEAR EXTENSION TO THE CURRENT MASTER TAX SHARING AGREEMENT BETWEEN THE CITY OF MADERA AND THE COUNTY OF MADERA SET TO EXPIRE JUNE 5, 2021

**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 Rodriguez wished everyone a Happy Cinco de Mayo. He and Mayor Garcia met through the Ad-Hoc Cannabis Committee. There is a CEQA (California Environmental Quality Agency) that is due to expire soon. There was direction to bring this item back to Council so that they get an ordinance in place, so that they can get businesses into Madera.

Councilmember Montes wished everyone a Happy Cinco de Mayo.

Councilmember Evans thanked City staff for the new stop sign on Kennedy and Tulare. She spoke to the family there and they were excited as a car had run the stop sign, went into the yard and up a telephone pole.

Councilmember Evans stated that May 12<sup>th</sup> will be Coffee with Councilwoman Evans at the Jack in the Box on Yosemite and Tozer at 8:00 a.m.

Councilmember Evans thanked the gentleman who had the food giveaway today for Cinco de Mayo at the Rancho Market and Taqueria on Road 24 and Avenue 14. She stated the food was amazing and she was there with Mayor Garcia to support them. The people were excited to be able to do the things they were doing.

Councilmember Evans stated she and Mayor Garcia were at the Pan Am Center for the Taco and Vaccine. She stated that was a great event. She thanked the County and the Health Department for holding that event.

Councilmember Evans thanked the Fire Chief and Police Chief Lawson for keeping everyone safe even though the homeless keep setting fires. She also thanked City Manager Arnoldo Rodriguez.

Mayor Pro Tem Villegas had no comment.

Mayor Garcia stated it is a pleasure being out in the community.

Mayor Garcia thanked staff for the work they do for the City of Madera.

Mayor Garcia stated that the joint efforts between the City of Madera and the County of Madera are off the charts.

Mayor Garcia thanked all the safety officers in the Fire Department for everything they are doing. He knows it's a challenge and that they are dealing with difficult situations.

Mayor Garcia thanked Police Chief Dawson as his staff is out there keeping them safe. He appreciates them and asks that they keep up the good work.

Mayor Garcia thanked City of Madera staff who are working in the office or are working from home, because they too are helping their community to do the best they can during these difficult times.

Mayor Garcia asked that everyone continue to be safe, wear a mask and do the social distancing. He stated they will get through this and get back to normal sometime soon. He asked that everyone take care of themselves in this heat as it can be dangerous.

**G. CLOSED SESSION:**

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

**Agency Designated Representatives:**

Arnoldo 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

City Attorney Hilda Cantu Montoy made the Closed Session Announcement at 7:02 p.m.

Council returned from closed session at 7:11 p.m. with five (5) Councilmembers present as District 5 is currently vacant and Councilmember Gallegos was absent.

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

**ADJOURNMENT:** The meeting was adjourned at 7:11 p.m. Next regular meeting on May 19, 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

  
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SANTOS GARCIA, Mayor



  
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MINUTES PREPARED BY  
ZELDA LEON, Deputy City Clerk