

REGULAR MEETING OF THE MADERA CITY COUNCIL

205 W. 4th Street, Madera, California 93637

NOTICE AND AGENDA

Wednesday, May 4, 2022
6:00 p.m.

Council Chambers
City Hall

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. 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: 829 9274 2453. Comments will also be accepted via email at citycouncilpubliccomment@madera.gov or by regular mail at 205 W. 4th Street, Madera, CA 93637.

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: 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. Proclamation Recognizing Letter Carrier's Stamp Out Hunger Food Drive Day
2. Proclamation Recognizing May as CASA Awareness Month

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 – November 17, 2021

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

B-2 Informational Report on Register of Audited Demands for April 9, 2022 to April 22, 2022

Recommendation: No Action Required (Report by Anthony Forestiere)

B-3 Informational Report on Contract City Attorney Services 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 Madera Americans with Disabilities Act (ADA) Advisory Council Bylaws

Recommendation: Adopt a resolution amending the Madera ADA Advisory Council Bylaws (Report by Wendy Silva)

B-5 Porsche Club of America Autocross Events at the Municipal Airport

Recommendation: Adopt a Resolution Approving a Permit for the Use of Designated Areas at the Municipal Airport for use by the Porsche Club of America Autocross at a rate \$350 per event during 2022-2023 (Report by Daniel Foss)

B-6 Amendment No. 4 to CA Pacific Investments, LLC Lease Agreement

Recommendation: Adopt a Resolution Approving Amendment No. 4 to Lease Agreement between the City and CA Pacific Investments, LLC relating to lease financing (Report by Daniel Foss)

B-7 Actions Relating to Pecan Square Subdivision (Tract No. 20-S-02): Final Map for Pecan Square Subdivision (Tract No. 20-S-02) and Improvement Agreement

Recommendation: Staff recommends that the Council

- 1) Adopt Resolution:
 - a. Approving the Final Map for the Pecan Square Subdivision; and
 - b. Approving Improvement Agreement for the Pecan Square Subdivision (Tract No. 20-S-02); and
 - c. Authorizing staff to record the Final Map and Agreement for the Construction of Improvements for the Pecan Square Subdivision (Tract No. 20-S-02); and
 - d. Accepting the Dedication of Land for Public Use (Report by Keith Helmuth)

B-8 Written request submitted by Madera High School to assist in an educational program titled “Every 15 Minutes”

Recommendation: Adopt a Resolution Waiving the Fees and Costs for necessary permitting and Police and Public Works Services in the amount of \$1040 (Report by Dino Lawson)

B-9 Villages at Almond Grove Specific Plan: Specific Plan (SP) No. 2017-01 (Adopting the Villages at Almond Grove Specific Plan); Pre-zone/Rezone (REZ) No. 2017-05; Zoning Ordinance/Madera Municipal Code Amendment (OTA) No. 2022-01; and Annexation (ANX) No. 2022-01

Recommendation:

- 1) Adopt an Ordinance of the City Council of the City of Madera adopting the proposed Villages at Almond Grove Specific Plan (Specific Plan No. 2017-01) by title only, and waive the second full reading; and
- 2) Adopt an Ordinance of the City Council of the City of Madera amending Section 10-3.301 of Chapter 3 of Title 10 of the City Municipal Code and adding Sections 10-3.11.601 through Section 10-3.11.604 of Subchapter 11 of Chapter 3 of Title 10 of the City Municipal Code to provide for Specific Plan Zones (SP) by title only, and waive the second full reading; and
- 3) Adopt an Ordinance of the City Council of the City of Madera amending the official City of Madera Zoning Map to rezone approximately 1,883 acres within the Villages at Almond Grove Specific Plan, whose location is bounded by Avenue 17 on the north, Road 22 on the west, the Fresno River on the south, and Road 23 and Road 24 on the east, from Agricultural Rural Exclusive – 40 acres (ARE-40) and Agricultural Rural Exclusive – 20 acres (ARE-20), as well as PD 4500 (Planned Development, one unit per 4,500 square feet of site area) to the Specific Plan (SP) zone district by title only, and waive the second full reading; and
- 4) Adopt a Resolution initiating annexation of the Villages at Almond Grove Specific Plan area (Annexation No. 22-01) (Report by Gary Conte)

B-10 Appointments to the Planning Commission

Recommendation: Adopt a Resolution Approving the Appointment of Jose Chavez Garcia and Saim Mohammad to the Planning Commission (Report by Gary Conte)

B-11 Appointments to the Americans with Disabilities Act (ADA) Advisory Council

Recommendation: Adopt a Resolution Approving the Appointment of DJ Becker and Saim Mohammad to the Americans with Disabilities Act (ADA) Advisory (Report by Wendy Silva)

B-12 Acceptance of Improvements for La Spezia II Subdivision (Tract No. 19-S-01)

Recommendation: Adopt a Resolution

- 1) Accepting the Improvements for La Spezia II Subdivision (Tract No. 19-S-01); and
- 2) Authorizing the Filing of the Notice of Acceptance for Said Subdivision Improvements; and
- 3) Authorizing staff to record the Notice of Acceptance of Subdivision Improvements; and

- 4) Rescinding Resolution 22-51 (Report by Keith Helmuth)

B-13 Acceptance of Improvements for La Spezia III Subdivision (Tract No. 19-S-02)

Recommendation: Adopt a Resolution

- 1) Accepting the Improvements for La Spezia III Subdivision (Tract No. 19-S-02); and
- 2) Authorizing the Filing of the Notice of Acceptance for Said Subdivision Improvements; and
- 3) Authorizing staff to record the Notice of Acceptance of Subdivision Improvements; and
- 4) Rescinding Resolution 22-52 (Report by Keith Helmuth)

B-14 Consideration of a Resolution Approving a Date for Prop 218 Public Hearing for Water, Sewer, Storm Drainage and Solid Waste Rate Increases

Recommendation: Adopt a Resolution Amending the date set in Resolution No. 22-43 for Conducting the Proposition 218 Public Hearing for Proposed Water, Sewer, Storm Drainage and Solid Waste Rate Increases (Report by Anthony Forestiere)

B-15 Letter of Support for 2022 Multimodal Project Discretionary Grant (MPDG) Application: Madera High-Speed Rail Station Project

Recommendation: Approve a Minute Order Approving Letter of Support for Grant Application for the 2022 Multimodal Project Discretionary Grant (MPDG) Application: Madera High-Speed Rail Station Project (Report by Arnoldo Rodriguez)

C. PUBLIC HEARINGS:

C-1 Appeal of the Planning Commission approval of the Amond World Cold Storage Warehouse Site Plan Review (SPR 2021-41) and adoption of a Mitigated Negative Declaration (ENV 2021-61)

Recommendation: Hold a public hearing and make the necessary findings, and take the following actions:

- 1) Adopt a Resolution of the City Council of the City of Madera denying the appeal of, and affirming the decision of, the Planning Commission's approval of Site Plan Review 2021-41 (SPR 2021-41) as conditioned, and mitigated negative declaration (ENV 2021-61), subject to mitigation measures (Amond World Cold Storage Warehouse Project) (Report by Gary Conte)

D. PETITIONS, BIDS, RESOLUTIONS, ORDINANCES, AND AGREEMENTS: None

E. ADMINISTRATIVE REPORTS:

E-1 Appointment of an Ad-Hoc Committee to Negotiate a Tax Sharing Agreement between the City and the County of Madera

Recommendation: Appoint Councilmembers to serve on the Ad-Hoc Committee (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 Legal Counsel – Anticipated Litigation: Initiation of Litigation Pursuant to Section 54956.9(d)(4): One case

G-2 Conference with Legal Counsel – Anticipated Litigation: Significant Exposure to Litigation Pursuant to Section 54956.9(d)(2): One case - Madera Police Officer’s Association

G-3 Conference with Labor Negotiator Pursuant to Section 54957.6
Agency Designated Representatives: Arnaldo Rodriguez, Wendy Silva, and Anthony Forestiere
Employee Organization: Madera Police Officers’ Association


ADJOURNMENT:

UPCOMING MEETING DATES:

- Wednesday, May 18, 2022
- Wednesday, June 1, 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 .
 - 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.

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 May 4, 2022, near the front entrances of City Hall and on the City’s website www.madera.gov at 9:30 p.m. on April 28, 2022.


Alicia Gonzales, City Clerk