



## REGULAR MEETING OF THE MADERA CITY COUNCIL

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

### NOTICE AND AGENDA

Wednesday, October 19, 2022  
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: 864 6198 5178#. 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.

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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:** Pastor Mike Souza, Harvest Community Church

**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 October as Domestic Violence 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 – 6/15/22, 6/16/22**

**Recommendation:** Approve the City Council Minutes of June 15, 2022 and June 16, 2022

**B-2 Informational Report on Register of Audited Demands for September 24, 2022 to October 7, 2022**

**Recommendation:** No Action Required (Report by Kingsley Okereke)

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

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

**B-4 Informational Report on Contract City Attorney Services and Litigation Expenditures**

**Recommendation:** No Action Required (Report by Arnaldo Rodriguez)

**B-5 Remote City Council Meetings Under Brown Act Requirements (AB 361)**

**Recommendation:** Council to decide to adopt a Resolution Reauthorizing Remote Teleconference Public Meetings by the City Council and All Boards, Commissions, and Standing Committees of the City in Accordance with Assembly Bill 361 for a Period of 30 Days (Report by Arnaldo Rodriguez)

**B-6 Matching Grant for Airport Drainage Improvements**

**Recommendation:** Adopt a Resolution Accepting the Grant Award for the California Aid to Airports Program Grant Agreement for Airport Improvement Program (AIP) with the Federal Aviation Administration in the amount of \$58,644 for drainage improvements (Report by Jamie Hickman)

**B-7 Madera Municipal Code Ordinance Text Amendment (OTA) No. 2020-02 relating to Wireless Facilities on Private Property and a Small Wireless Facilities in the Public Rights-of-Way Policy**

**Recommendation:**

- 1) Adopt an Ordinance of the City Council of the City of Madera adding Chapter 9 to Title X of the Madera Municipal Code Relating to Wireless Facilities on Private Property by Title Only, and Waive the Second Full Reading; and
- 2) Adopt a Resolution of the City Council of the City of Madera Adopting a Small Wireless Facilities in the Public Rights-of-Way Policy (Report by Will Tackett)

**B-8 Pyrethroid Management Plan for the San Joaquin River Basin**

**Recommendation:** Adopt a Resolution Approving a Pyrethroid Management Plan (PMP) in accordance with California Regional water Quality Control Board

(CRWQCB) Water Quality Basin Plan Amendment (BPA) for the San Joaquin River Basin (Report by Keith Helmuth)

**C. PUBLIC HEARINGS:**

**C-1 Public Hearing for the Naming of future Park at Olive Avenue and Knox Street**

**Recommendation:** Conduct a Public Hearing, Invite Public Input, and if Council determines to name the Park, Adopt a Resolution Approving the naming of the Olive Avenue/Knox Street Park Site (Report by Joseph Hebert)

**C-2 Establishment of Appeal Hearing Fees for Cannabis Business Permit Appeal Hearings**

**Recommendation:** Conduct a Public Hearing and Adopt a Resolution to Establish an Appeal Fee of \$6,110 for Cannabis Business Permit Appeals Held Before a City Appointed Cannabis Hearing Officer and an Appeal Fee of \$1,305 for Cannabis Business Permit Appeals Held Before the City Council (Report by Will Tackett)

**C-3 Vacation of a Portion of Clark Street Right-of-Way Between Owens Street and Taylor Street (ABN 2022-01)**

**Recommendation:** Item Withdrawn for Further Noticing (Report by Will Tackett)

**C-4 Vacation of Portion of an Alley Adjacent to and Paralleling Noble Street (ABN 2020-01), Grove Street South of Maple Street (ABN 2020-02) and a Portion of the Northeast Corner of the Intersection of Noble and Maple Streets (ABN 2021-01)**

**Recommendation:** Item Withdrawn for Further Noticing (Report by Will Tackett)

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

**D-1 Agreements for Professional On-Call Engineering Services**

**Recommendation:** Adopt a Resolution Approving Consultant Service Agreements for three years with AECOM, Yamabe & Horn Engineering, Blair, Church & Flynn Consulting Engineers, Provost & Pritchard Engineering Group, Peters Engineering Group, O'Dell Engineering, Quad-Knopf (QK), AM Consulting Engineers, AKEL Engineering Group and TJKM Consultants in the amount of \$900,000 for each agreement for Professional On-Call Engineering Services (Report by Keith Helmuth)

**D-2 Consideration of an Appropriation of Funds from the General Fund for Purposes of the Planning Department Personnel Support Contracted Services Account**

**Recommendation:** Adopt a Resolution appropriating funds from the General Fund for the Planning Department Contracted Services (1020-4100-6440) Account (Report by Will Tackett)

**E. ADMINISTRATIVE REPORTS:**

**E-1 Lions Town and Country Park Trail Update**

**Recommendation:** This report is submitted to provide the City Council an informational update on the Lions Town and Country Park trail system conditions and rehabilitation plans and there is no action requested (Report by Joseph Hebert)

**E-2 Round 6 State of California Outdoor Recreation Legacy Partnership Program**

**Recommendation:** This report is submitted as an informational report on the Round 6 State of California Outdoor Recreation Legacy Partnership Program funding opportunity. Staff intends to apply for funding for future park near Tozer Street, north of Sunrise Avenue (Report by Joseph Hebert)

**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 agendaized and which meet other requirements for action.*

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

**G-2 Conference with Labor Negotiators - Pursuant to Government Code §54957.6**

**Agency Designated Representatives:** Arnoldo Rodriguez and Che Johnson

**Unrepresented Employees:** Police Chief, City Engineer, Director of Human Resources, Public Works Operations Director, Director of Parks & Community Services, Information Services Manager, Planning Manager, Chief Building Official, Director of Community Development, Director of Financial Services, and City Clerk

**G-3 Public Employee Performance Evaluation – Pursuant to Government Code Section §54957(b)(1)**

**Title:** City Clerk

**ADJOURNMENT:**

**UPCOMING MEETING DATES:**

- Wednesday, November 2, 2022
- Wednesday, November 16, 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 October 19, 2022, near the front entrances of City Hall and on the City's website [www.madera.gov](http://www.madera.gov) at 10:30 p.m. on October 13, 2022.



Alicia Gonzales, City Clerk