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REGULAR MEETING OF THE MADERA CITY COUNCIL

205 W. 4th Street, Madera, California 93637

NOTICE AND AGENDA

Wednesday, November 16, 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: 840 2977 4103#. 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: 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. Proclamation Recognizing Small Business Saturday – Ortiz Western Wear and GBS Hardware
2. Proclamation Recognizing National Injury Prevention Day – Valley Children’s Hospital

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 – [August 3, 2022](#), [August 17, 2022](#), [August 24, 2022](#)

Recommendation: Approve the City Council Minutes of 8/3/22, 8/17/22, 8/24/22

[B-2](#) Informational Report on Register of Audited Demands for October 22, 2022 to November 4, 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](#) Award of Agreements for Medical Services

Recommendation: Adopt a Resolution Approving Medical Services Agreements with Occu-Med (Report by Wendy Silva)

[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](#) 2022 Downtown Christmas Light Parade Entry for City Participation

Recommendation: Approve a Minute Order Authorizing the City Manager to execute documents necessary or any City entries in the Downtown Christmas Light Parade scheduled on December 1, 2022 (Report by Alicia Gonzales)

[B-7](#) Letter Supporting the Madera Unified School District’s (MUSD) Application for Funding ASSETs Program and CLC

Recommendation: This report is submitted to provide the City Council an informational report on the request by MUSD to the City for letters of support regarding their application for funding for the After School Safety and Enrichment for Teens (ASSETs) Program and Community Learning Centers (CLC) (Report by Joseph Hebert)

[B-8](#) Adoption of Updated Conflict of Interest Code for the City of Madera

Recommendation: Adopt a Resolution Adopting the Conflict of Interest Code for the City of Madera and Rescinding Resolution 20-124 (Report by Alicia Gonzales)

C. PUBLIC HEARINGS:

C-1 Public Hearing Regarding Annexation No. 13 (Tract 21-S-02 & S1-S-03/TSM 2020-04 Vineyard Estates Subdivision) into Community Facilities District No. 2005-1 (Public Services) Under the Mello Roos Community Facilities Act of 1982 and Related Actions

Recommendation:

- 1) Hold the Public Hearing; and
- 2) Adopt a Resolution Authorizing Annexation (Annexation No. 13) of Territory to Community Facilities (CFD) District No. 2005-1; Authorizing the Levy of a Special Tax; and Submitting the Levy of Tax to the Qualified Electors; and
- 3) Conduct the Election of the Qualified Electors of Annexation No. 13; and
- 4) Adopt a Resolution Making Certain Findings, Declaring and Certifying the Results of an Election, Adding the Territory Identified as Annexation No. 13 to CFD 2005-1 (Public Services), Annexation No. 13 (Report by Will Tackett)

C-2 Vacation of a Portion of Clark Street Right-of-Way Between Owens Street and Taylor Street (ABN 2022-01)

Recommendation: Hold a Public Hearing and Adopt a Resolution adopting a Categorical Exemption Pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15305 (Minor Alterations in Land Use Limitations) and Approving the Vacation of a Portion of Clark Street Between Owens Street and Taylor Street (Report by Will Tackett)

C-3 Vacation of a Portion of Noble Street (Alley) along the east side and corner of Noble Street and Maple Street at southeast corner of right-of-way vacation (ABN 2020-02 and ABN 2021-01)

Recommendation: Adopt a Resolution Adopting a Categorical Exemption Pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15305 (Minor Alterations in Land Use Limitations) and Approving the Vacation of a Portion Noble Street (Alley) along the East side and corner of Noble Street and Maple Street at southeast corner (Report by Will Tackett)

C-4 Vacation of a Portion of Grove Street right-of-way South of Maple Street (ABN 2020-01)

Recommendation: Hold a Public Hearing and Adopt a Resolution adopting a Categorical Exemption Pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15305 (Minor Alterations in Land Use Limitations) and Approving the Vacation of a Portion of Grove Street south of Maple Street (Report by Will Tackett)

C-5 Permanent Local Housing Allocation (PLHA) Grant Application

Recommendation: Conduct the Public Hearing and Adopt a Resolution Authorizing Submittal of a Grant Application for the PLHA Program (Report by Kingsley Okereke)

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

D-1 Employee Wage Adjustments to Offset Inflation, Minimum Wage Compaction, and Recruitment and Retention of Full-time Employees

Recommendation: Adopt Resolutions:

- 1) Approving Side Letter Agreements effecting additional cost-of-living (COLA) increases and certain salary range adjustments as a direct result of minimum wage increases for the following employee bargaining units:
 - a. Madera Affiliated City Employees' Association, representing the General Bargaining Unit
 - b. Mid Management Employee Group
 - c. Madera Police Officers' Association
 - d. Law Enforcement Mid Management Employee Group
- 2) Approving revised Standard Terms and Conditions for Employment Agreements of Unrepresented Department Head Positions effecting additional COLA increases
- 3) Approving amendments to the City of Madera Classification Plan removing job classifications no longer utilized, adding the Parks Manager classification, and modifying salary range assignments for certain job classifications as a direct result of minimum wage increases (Report by Wendy Silva)

D-2 Award of Contract for Hearing Officer Services for Cannabis Permitting Process

Recommendation: Adopt a Resolution Approving a Contract with Nastich Law, a Profession Corporation to serve as Hearing Officer for Cannabis Permitting Appeals and Authorizing the City Manager to Execute the Agreement (Report by Will Tackett)

D-3 Improvement Agreement Amendment No. 1 for the Rancho Santa Fe Subdivision (Tract No. 19-S-06) Allowing Reimbursement for Park Improvements

Recommendation: Adopt a Resolution Approving Amendment No. 1 to the Improvement Agreement Authorizing Construction of a Park Improvements Within the Rancho Santa Fe Subdivision and Reimbursement for Park Improvements Proposed to be Constructed by Subdivider (Report by Keith Helmuth)

D-4 Improvement Agreement Amendment No. 1 for the Iveywood I Subdivision (Tract No. 19-S-03) Allowing Reimbursement for Park Improvements

Recommendation: Adopt a Resolution Approving Amendment No. 1 to the Improvement Agreement Authorizing Construction of a Park Improvements Within the Iveywood I Subdivision and Reimbursement for Park Improvements Proposed to be Constructed by Subdivider (Report by Keith Helmuth)

E. ADMINISTRATIVE REPORTS:

E-1 Seek Direction Regarding the 2023 Regular City Council Meeting Schedule

Recommendation: Deliberation and Direction Given from Council (Report by Arnolando Rodriguez)

E-2 Inform Council of the Request for Proposal for the Intelligent Transportation System (ITS) conversion for Madera Metro

Recommendation: No action is being requested, informational item only (Report by Kingsley Okereke)

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 Representatives: Mayor Garcia

Unrepresented Employees: City Clerk


ADJOURNMENT:

UPCOMING MEETING DATES:

- Wednesday, December 7, 2022
- Wednesday, December 21, 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.
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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 November 16, 2022, near the front entrances of City Hall and on the City's website www.madera.gov at 10:30 p.m. on November 10, 2022.



Alicia Gonzales, City Clerk