



Regular Meeting of the Madera City Council

205 W. 4th Street, Madera, California 93637

NOTICE AND AGENDA

Wednesday, June 21, 2023
6:00 p.m.

Council Chambers
City Hall

The Madera City Council meetings are 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: 861 1206 5188#. 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 Elsa Mejia, District 5
Councilmember Cece Gallegos, District 1
Councilmember Jose Rodriguez, District 2
Councilmember Steve Montes, District 3
Councilmember Anita Evans, District 4
Councilmember Artemio Villegas, District 6

INVOCATION: Pastor Joe Alicea, Awaken Church of God

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: None

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 – 5/17/23

Recommendation: Approve the City Council Minutes of May 17, 2023 (Report by Alicia Gonzales)

B-2 Informational Report on Register of Audited Demands

Recommendation: Review Register of Audited Demands Report for May 27, 2023 to June 9, 2023 (Report by Michael Lima)

B-3 Informational Report on Personnel Activity

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

B-4 Local State of Emergency Related to the Closure of Madera Community Hospital

Recommendation: Adopt a Resolution Continuing to Support Madera County's Proclamation of a Local Emergency due to the Closure of Madera Community Hospital for 30 days (Report by Arnolando Rodriguez)

B-5 Board of State and Community Corrections (BSCC) Organized Retail Theft Prevention Grant Program Grant Application

Recommendation: Adopt a Resolution Authorizing the Submittal of a Grant Application to BSCC for the Organized Retail Theft Prevention Grant Program Designed to Assist Law Enforcement Agencies in Reducing Retail, Motor Vehicle, and Cargo Theft (Report by Dino Lawson)

B-6 Acceptance of the Proposition 64 Public Health & Safety Grant Cohort 3 from the Board of State and Community Corrections

Recommendation: Adopt a Resolution Accepting the Grant Award in the Amount of \$605,887 and Approving a Standard Agreement with State of California Department of General Services (Report by Dino Lawson)

B-7 Project List for Fiscal Year (FY) 2023/24 Funded by Senate Bill (SB 1) Road Maintenance and Rehabilitation Account (RMRA) – Local Streets and Roads Funding Program

Recommendation: Adopt a Resolution Approving the City Project List for FY 2023/24 Funded by the SB 1 RMRA Account of the Local Streets and Roads Funding Program (Report by Keith Helmuth)

B-8 Amendment No. 1 to Reimbursement Agreement with Origo Cold Madera Phase I LLC for Public Improvements

Recommendation: Adopt a Resolution Approving Amendment No. 1 to the Reimbursement Agreement with Origo Cold Madera Phase I LLC and the City (Report by Keith Helmuth)

B-9 Amendment No. 1 to the Contract with The Pun Group for Auditing Services

Recommendation: Adopt a Resolution Approving Amendment No. 1 to the Auditing Services Contract with the Pun Group in the Amount of \$8,240 (Report by Michael Lima)

B-10 Change Order in the amount of \$6,544.80 for Safety and Operational Updates made to the New Rosenbauer Type 1 Fire Engine

Recommendation: Adopt a Resolution Approving a Change Order with Rosenbauer LLC. for Updated Safety and Operational Requirements for \$6,544.80, including a Budget Amendment to Allow for Payment of the Change Order (Report by Ralph Duran)

B-11 Informational report on Emergency Repairs for Water Well No. 33

Recommendation: This report is submitted for informational purposes only and there is no action requested from the City Council (Council) (Report by Ismael Hernandez)

C. PUBLIC HEARINGS:

C-1 Public Hearing to Consider Declaration of Nuisances and Abatement Order for Overgrown Weeds

Recommendation: Conduct a Public Hearing to Consider any Objections to the Proposed Removal of Overgrown Weeds and Adopt a Resolution Ordering the Abatement of Weed Nuisances in the City (Report by Dino Lawson)

C-2 Public Hearing & Consideration Of A Resolution Confirming the Assessments For City Wide Landscape And Lighting Assessment District Zones Of Benefit 1, 2, 3, 4, 6-A, 6-B, 7, 8, 9, 10-A, 10-B, 10-C, 10-D, 10-E, 10-F, 10-G, 10-H, 10-I, 12, 13, 14, 15, 15-B, 15-C, 16, 17-A, 17-B, 17-C, 17-D, 18, 20-A, 20-B, 20-C, 21-A, 21-B, 21-C, 21-D, 23, 24, 25-C, 25-D, 26, 26-B, 26-C, 26-D, 27, 27-B, 28, 28-B, 29, 29-B, 29-C, 29-D, 29-E, 30, 31-A, 31-B, 32-A, 32-B, 33, 34, 34-B, 34-C, 35, 36-A, 36-B, 36-C, 37, 39, 40, 41, 43-A, 43-C, 43-D, 43-E, 44, 45-A, 46, 50 & 51 And Authorizing The City Engineer To File The Diagram And Assessment With The Auditor Of Madera County

- Recommendation:**
1. Conduct the Public Hearing and Receive any Public Comments
 2. Adopt Resolution:
 - a. Confirming the Diagram and Assessments as set forth in said Engineer's Report for the Landscape and Lighting District of the City of Madera, as the same may be modified for Zones of Benefit 1, 2, 3, 4, 6-A, 6-B, 7, 8, 9, 10-A, 10-B, 10-C, 10-D, 10-E, 10-F, 10-G, 10-H, 10-I, 12, 13, 14, 15, 15-B, 15-C, 16, 17-A, 17-B, 17-C, 17-D, 18, 20-A, 20-B, 20-C, 21-A, 21-B, 21-C, 21-D, 23, 24, 25-C, 25-D, 26, 26-B, 26-C, 26-D, 27, 27-B, 28, 28-B, 29, 29-B, 29-C, 29-D, 29-E, 30, 31-A, 31-B, 32-A, 32-B, 33, 34, 34-B, 34-C, 35, 36-A, 36-B, 36-C, 37, 39, 40, 41, 43-A, 43-C, 43-D, 43-E, 44,

- 45-A, 46, 50, and 51 of the City Wide Landscape and Lighting Assessment District; and
- b. Levying the Assessments as set forth in said report of the Engineer for Fiscal Year 2023/2024; and
- c. Authorizing and Directing the City Clerk to file the Diagram and Assessments with the Madera County Auditor's Office; and
- d. Authorizing the City Engineer in consultation with City Clerk and City Attorney to make any clerical corrections (Report by Keith Helmuth)

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

D-1 Approval of Final Map and Improvement Agreement and Initiation of Annexation Proceedings into Landscape Maintenance District (LMD) for a Subdivision (Tract No. 21-S-01)

- Recommendation:**
- 1. Adopt Resolution
 - a. Approving the Final Map for the Iveywood II Subdivision; and
 - b. Approving Improvement Agreement for the Iveywood II Subdivision (Tract No. 21-S-01); and
 - c. Authorizing staff to record the Final Map and Improvement Agreement; and
 - d. Accepting the Dedication of Land for Public Use
 - 2. Adopt a Resolution Initiating Proceedings Pursuant to the Landscaping and Lighting Act of 1972 for the Annexation of Property into City of Madera Landscape Maintenance District Zone of Benefit 51, to Review the Improvements and Assessments for Fiscal year 2023/24, and Setting a Public Hearing (Report by Keith Helmuth)

D-2 Ninth Amendment to the Madera Municipal Golf Course Operation and Management Lease Agreement with SGM Inc. dba Sierra Golf Management, Inc.

Recommendation: Adopt a Resolution Approving the Ninth Amendment to the Madera Municipal Golf Course Operation and Management Lease Agreement with SGM Inc. dba Sierra Golf Management, Inc. (Report by Joseph Hebert)

D-3 Agreement with Michael Baker International for Preparation of the City of Madera 6th Cycle Housing Element Update and California Environmental Quality Act (CEQA) Documentation

Recommendation: Adopt a Resolution Approving the Professional Services Agreement with Michael Baker International for Preparation of the City of Madera 6th Cycle Housing Element Update and California Environmental Quality Act (CEQA) Documentation for a cost of \$326,650 (Report by Will Tackett)

D-4 Consultant Services Agreement with Madera Unified School District for the After School Program FY 2023/2024

Recommendation: Adopt a Resolution approving a Consultant Services Agreement in the amount not to exceed \$323,671 with Madera Unified School District

(MUSD) for the Administration of the District’s Academic Year 2023-2024 After School Program (ASP) (Report by Joseph Hebert)

D-5 Agreement with SNF Polydyne Inc. for Sludge Dewatering Polymers

Recommendation: Adopt a Resolution Approving a two-year Agreement with SNF Polydyne Inc. to Provide Sludge Dewatering Polymers for use at the Wastewater Treatment Plant for \$17.758 per gallon, costing \$223,751 per year (Report by Ismael Hernandez)

E. ADMINISTRATIVE REPORTS:

E-1 Consider Draft of City Council Protocols Guidebook

Recommendation:

1. Consider and provide direction on pursuing the preparation of a City Council Protocols Guidebook for future Council action
2. Consider and provide direction on Rules of Procedure for Conducting City Council Meetings for future Council action
3. Consider and provide direction on Ceremonial Documents (Proclamations, Certificates)
4. Consider and provide direction on Use of City Facilities
5. Consider and provide direction on Council Sponsorship and Support of Special Events Policy for future Council action (Report by Arnoldo Rodriguez)

E-2 2023/24 Budget Update and Request for Direction

Recommendation: Budget Update for Council Consideration, Discuss, and Provide Direction to Staff (Report by Michael Lima)

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 Public Employment Pursuant to Government Code §54957 (b)(1)

Position Title: City Attorney

ADJOURNMENT:

UPCOMING MEETING DATES:

- Wednesday, July 19, 2023
- Wednesday, August 2, 2023

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- The meeting room is accessible to the physically disabled. Requests for accommodations for persons with disabilities such as signing services, assistive listening devices, or alternative format agendas and reports needed to assist participation in this public meeting may be made by calling the City Clerk’s Office at (559) 661-5405 or emailing cityclerkinfo@madera.gov . Those who are hearing impaired may

call 711 or 1-800-735-2929 for TTY Relay Service. Requests should be made as soon as practicable as additional time may be required for the City to arrange or provide the requested accommodation. Requests may also be delivered/mailed to: City of Madera, Attn: City Clerk, 205 W. 4th Street, Madera, CA 93637. At least seventy-two (72) hours' notice prior to the meeting is requested but not required. When making a request, please provide sufficient detail that the City may evaluate the nature of the request and available accommodations to support meeting participation. Please also provide appropriate contact information should the City need to engage in an interactive discussion regarding the requested accommodation.

- The services of a translator can be made available. Please contact the City Clerk's Office at (559) 661-5405 or emailing cityclerkinfo@madera.gov to request translation services for this meeting. Those who are hearing impaired may call 711 or 1-800-735-2929 for TTY Relay Service. Requests should be submitted in advance of the meeting to allow the City sufficient time to provide or arrange for the requested services. At least seventy-two (72) hours' notice prior to the meeting is requested but not required.
- 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.
- 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 June 21, 2023, near the front entrances of City Hall and on the City's website www.madera.gov at 10:45 p.m. on June 15, 2023.



Alicia Gonzales, City Clerk