



Item:	B-1
Minutes for:	06/21/2023
Adopted:	07/19/2023

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

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](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: 861 1206 5188#. 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.

**CALL TO ORDER:** Meeting was called to order at 6:02 p.m.

### **ROLL CALL:**

Present: 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

Others present were City Manager Arnoldo Rodriguez, City Clerk Alicia Gonzales, City Attorney Hilda Cantu Montoy, Chief Building Official Rafael Magallan, City Engineer Keith Helmuth, Community Development Director Will Tackett, Director of Financial Services Michael Lima, Fire Battalion Chief Ralph Duran, Director of Human Resources Wendy Silva, Director of Parks and Community Services Joseph Hebert, Planning Manager Gary Conte, Chief of Police Dino Lawson, Public Works Director Ismael Hernandez, Deputy City Engineer Ellen Bitter, Assistant Engineer Alexis Raymundo, Administrative Analyst (Engineering) Nicole Say, Wastewater Treatment Plant Manager Gabriel Bostan, Administrative Analyst (P/W) Sergio Martinez Orozco, Neighborhood Preservation Specialist III Maribel Hernandez, Recreation/Community Programs Coordinator Derrick Sanchez and Communication Specialist Joseph Carrello.

**INVOCATION:** Pastor Joe Alicea, Awaken Church of God

**PLEDGE OF ALLEGIANCE:** Councilmember Rodriguez

### **APPROVAL OF AGENDA:**

**ON MOTION BY COUNCILMEMBER MONTES AND SECONDED BY COUNCILMEMBER RODRIGUEZ, THE AGENDA WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.**

**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.*

Jason Rogers on behalf of the Madera Theatre Project advised Council of the theatre plays that are currently on their schedule. He left an advertisement with their current play information.

Thalia Arenas spoke in favor of having a Diversity/Rainbow flag ceremony.

Jennifer Cruz who runs an LGBTQ Resource Center in Fresno spoke in favor of raising a Pride flag.

Steve Williams, a resident of Madera spoke of his opposition and concern of Council allowing a Pride proclamation. He stated that churches are getting together in opposition.

Jennifer McQueen, a member of the public spoke in favor of having a Pride flag.

Regina Florenti stated that there should only be raised flags that represent the entire community, state, city, county and country. Flags that are inclusive of everyone not just a certain group. She stated that once you put up a different type of flag then all other groups will want their flag raised also.

A member of the public spoke in opposition of raising the Pride flag.

Santos Sosa, a City of Madera resident of over 30 years spoke in opposition of the flying the Pride flag.

Noelle, a member of the public spoke in favor of having a Pride flag.

Pastor Xavier Sanchez stated that God put us in this world. God was in opposition since the beginning. He knows Council will do the right thing.

Pastor Marc Unger of the First Baptist Church of Madera stated that he has not spoken a word of hate against this topic. He and his congregation are in opposition of raising a Pride flag. He stated he is disappointed in Council for issuing a Pride proclamation at the previous meeting and now people want a Pride flag raised.

A member of the public quoted John Lewis in his Christian faith as related to being understanding of the LGBTQ+ community. She quoted Dr. Martin Luther King regarding churches learning and understanding not to discriminate against people's sexual orientation. She stated that per the California Report, they surveyed colleges for LGBTQ+ needs and Central California was the highest with needs. They see the most hate. She stated that she just wants Council to be inclusive of everyone in Madera and not exclude the LGBTQ+ as they have been historically.

Pastor Joyce Lane spoke in opposition of raising the Pride flag.

A member of the public spoke in favor of raising the Pride flag.

Ken Sloane spoke in opposition of flying the Pride flag. He stated that he didn't understand how flying a flag makes someone safe. It doesn't stop people from hating. He stated that the American flag protects everyone. He stated that it is very confusing to him when people say that flag doesn't represent everyone.

A member of the public spoke in favor of having the Pride flag raised.

Trisha Ousterhoudt who was born and raised in Los Baños stated she was abused by her parents and pastor at a young age as part of conversion into being straight. She is not a Christian and feels safe when she sees the Pride flag at establishments. She said that she drives a truck and currently she can't tell her dispatcher that she feels safe coming through Madera as Madera doesn't have that symbol of safety.

Donna Dambarino, a Madera County resident for 19 years said that the flag that they honor is the United States flag and the California flag and those represent everyone. Putting up personal belief flags is exclusive because their flags need to represent everyone. She believes that most of the people that are representing the Pride community do not reside in Madera and are coming in from outside areas to force their beliefs on them. She also believes that most of the people in opposition do reside in Madera. She believes that should be taken into consideration as this is their community.

Pastor Roger Leach stated he was born in the old Deerborn Hospital that used to be in Madera; he's been in Madera for about 74 years. He grew up in the City of Madera. He stated that a lot of things going on tonight are politics. He told the Pride community that they don't hate them. Pastor Leach told Council that if a Pride flag is raised then many special interest groups are going to want their flag raised also.

Linda Unger stated that in reference to the person who was abused by a pastor, that pastor was not a Christian to have done something like that. She stated she doesn't hate the LGBTQ+ community. They are loved with the love of Jesus Christ. She stated they are not being hated. They just don't agree with them regarding raising a flag.

Justine, a third-generation resident of Madera spoke in favor of raising the Pride flag.

Lynette Lomeli does not reside in Madera but does come to Madera every day to serve the community by choice. Ms. Lomeli spoke in favor of raising the Pride flag.

A member of the public stated there are two kinds of pride. There is individual pride and nation pride and she doesn't see anyone changing their minds.

Victor Montes stated they are not going to change anybody's mind. What they need to do is train their kids, young people and a lot of adults to respect other people's rights. He stated he didn't like when they went out yelling that they won because there's not going to be any winners. No matter which way this goes, someone is going to say their rights were stepped on and get angry. He also stated that the Council did not approve the proclamation last time. It was a Mayor proclamation.

Melissa Sloan spoke in opposition of raising the Pride flag. She told Council that the people who don't live here, don't vote for Council. She stated Planned Parenthood came up and are supporting this item. She wanted to know if Planned Parenthood was going to stand with her when she requests to have a straight pride flag hung. She stated that the American flag represents all of them. She stated the LGBTQ+ aren't hated. People just don't want the flag raised.

Kenverly Diaz Torres who was born and raised in Madera stated her support in raising the Pride flag.

Jessica Hertl, a resident of Madera for the last five years stated her support in raising the Pride flag.

Sherry Gill, a Madera registered voter and tax paying resident, stated her opposition in flying the Pride flag by government agencies.

Danika Heggebo, who teaches in Madera and who is part of the LGBTQ+ community, stated her support in raising the Pride flag during the month of June.

Edgar Garcia stated his support in raising the Pride flag.

Esther Martinez asked Council to put a stop sign or speed bumps on the intersection of Clinton and B Streets as it is very dangerous due to lack of visibility. She also stated her support in raising the Pride flag.

Cathy Great, a life-long resident of Madera, stated her support in raising the Pride flag.

No further Public Comment was presented. Public Comment was closed.

**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.*

**MAYOR PRO TEM MEJIA PULLED ITEM B-7 FOR DISCUSSION AND WILL BE VOTED ON SEPARATELY.**

**ON MOTION BY COUNCILMEMBER MONTES AND SECONDED BY COUNCILMEMBER RODRIGUEZ, THE CONSENT CALENDAR EXCEPT ITEM B-7 WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.**

**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 Arnoldo Rodriguez)

**RES 23-102** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA SUPPORTING THE COUNTY'S PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY DUE TO THE CLOSURE OF MADERA COMMUNITY HOSPITAL FOR A PERIOD OF 30 DAYS

**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)

**RES 23-103** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION FOR THE ORGANIZED RETAIL THEFT PREVENTION GRANT PROGRAM

**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)

**RES 23-104** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, ACCEPTING GRANT AWARD FROM THE BOARD OF STATE AND COMMUNITY CORRECTIONS IN THE AMOUNT OF \$605,887 AND APPROVING STANDARD AGREEMENT WITH STATE OF CALIFORNIA DEPARTMENT OF GENERAL SERVICES

**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)

**ON MOTION BY COUNCILMEMBER GALLEGOS AND SECONDED BY COUNCILMEMBER RODRIGUEZ, ITEM B-7 WAS APPROVED BY A 4/3 VOTE. NOES: MAYOR GARCIA, MAYOR PRO TEM MEJIA AND COUNCILMEMBER MONTES. ABSENT: NONE. ABSTAIN: NONE.**

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

**YES: 4 -**  
**COUNCILMEMBER GALLEGOS**  
**COUNCILMEMBER RODRIGUEZ**  
**COUNCILMEMBER EVANS**  
**COUNCILMEMBER VILLEGAS**

**NO: 3 -**  
**MAYOR GARCIA**  
**MAYOR PRO TEM MEJIA**  
**COUNCILMEMBER MONTES**

**RES 23-105** RESOLUTION ADOPTING THE CITY OF MADERA 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

**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)

**RES 23-106** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING AMENDMENT NO. 1 TO THE REIMBURSEMENT AGREEMENT BETWEEN CITY OF MADERA AND ORIGO COLD MADERA PHASE I LLC

**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)

**RES 23-107** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING CHANGE ORDER #1 TO THE CONTRACT WITH THE PUN GROUP FOR PROFESSIONAL AUDITING SERVICES IN THE AMOUNT OF \$8,240

**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)

**RES 23-108** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA 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

**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)

No Public Comment was presented. Public Comment was closed.

**ON MOTION BY COUNCILMEMBER RODRIGUEZ AND SECONDED BY COUNCILMEMBER EVANS, ITEM C-1 WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.**

**RES 23-109** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA AUTHORIZING THE CITY MANAGER OR THEIR DESIGN EE TO ABATE WEED NUISANCES EXISTING WITHIN THE CITY OF MADERA

**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)

No Public Comment was presented. Public Comment was closed.

**ON MOTION BY COUNCILMEMBER RODRIGUEZ AND SECONDED BY COUNCILMEMBER VILLEGAS, ITEM C-2 WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.**

**RES 23-110** A RESOLUTION OF THE COUNCIL OF THE CITY OF MADERA, CALIFORNIA, CONFIRMING THE DIAGRAM AND ASSESSMENTS AND ORDERING THE ANNUAL LEVY AND COLLECTION 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 FOR FISCAL YEAR 2023/2024

**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)

No Public Comment was presented. Public Comment was closed.

**ON MOTION BY COUNCILMEMBER EVANS AND SECONDED BY COUNCILMEMBER VILLEGAS, ITEM D-1 WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.**

**RES 23-111** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING THE FINAL MAP FOR THE IVEYWOOD II SUBDIVISION (TRACT NO. 21-S-01) AND IMPROVEMENT AGREEMENT (AGREEMENT) AND ACCEPTNG DEDICATIONS FOR PUBLIC USE

**RES 23-112** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA INITIATING PROCEEDINGS PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 FOR THE ANNEXATION OF PROPERTY INTO CITY OF MADERA LANDSCAPE MAINTENANCE DISTRICT (LMD) ZONE OF BENEFIT 51, TO REVIEW THE IMPROVEMENTS AND ASSESSMENTS FOR FISCAL YEAR 2023-2024, AND SETTING A PUBLIC HEARING

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

- Recommendation:**
- 1. 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. extending the term to five years and making various economic modifications.
  - 2. Adopt a Resolution appropriating \$64,083 from the Golf Course Appropriations, via the General Fund, to Pay Annual Lease Payment to Airports Fund. (Report by Joseph Hebert)

No Public Comment was presented. Public Comment was closed.

**ON MOTION BY MAYOR PRO TEM MEJIA AND SECONDED BY COUNCILMEMBER GALLEGOS, ITEM D-2 WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.**

**RES 23-113** NINTH AMENDMENT TO THE MADERA MUNICIPAL GOLF COURSE OPERATION AND MANAGEMENT LEASE AGREEMENT WITH SGM INC. DBA SIERRA GOLF MANAGEMENT INC.

**RES 23-114** APPROVING INCREASE IN GOLF COURSE APPROPRIATIONS TO PAY ANNUAL LEASE PAYMENT TO AIRPORTS FUND FOR FY 2022/23



**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)

No Public Comment was presented. Public Comment was closed.

**ON MOTION BY COUNCILMEMBER MONTES AND SECONDED BY COUNCILMEMBER EVANS, ITEM D-3 WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.**

**RES 23-115** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING THE PROFESSIONAL SERVICES AGREEMENT WITH MICHAEL BAKER INTERNATIONAL FOR PREPARATION OF THE CITY OF MADERA 6TH CYCLE HOUSING ELEMENT UPDATE

**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)

Pastor Marc Unger recommended that if the program includes sports, then he strongly recommends that biological males not be allowed to play against biological females as males are stronger than females and females could get hurt.

Councilmember Evans agreed with Pastor Unger and asked that the motion reflect that stipulation. Councilmember Rodriguez stated that limitation could affect whether they received the monies from MUSD as it may affect some of the students.

No further Public Comment was presented. Public Comment was closed.

**ON MOTION BY MAYOR GARCIA AND SECONDED BY COUNCILMEMBER EVANS, ITEM D-4 WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.**

**RES 23-116** RESOLUTION APPROVING THE CONSULTANT SERVICES AGREEMENT WITH MADERA UNIFIED SCHOOL DISTRICT FOR THE AFTER-SCHOOL PROGRAM IN THE AMOUNT NOT TO EXCEED \$323,671

**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)

No Public Comment was presented. Public Comment was closed.

**ON MOTION BY COUNCILMEMBER GALLEGOS AND SECONDED BY COUNCILMEMBER RODRIGUEZ, ITEM D-5 WITH INSTRUCTION TO DELETE THE WORD "SAMPLE" FROM THE**

**AGREEMENT WHICH WAS SUBMITTED WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE.  
NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.**

**RES 23-117** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA,  
CALIFORNIA APPROVING AN AGREEMENT WITH SNF POLYDYNE, INC.

**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 Arnolando Rodriguez)

Councilmembers gave staff input and direction. Staff will bring an updated draft document to a future meeting.

The resolution included in the staff report was not voted on.

Mayor Garcia was asked for and recessed the meeting for a short break.

**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.*

Councilwoman Gallegos thanked staff for their hard work and commended residents in attendance for their public comments.

Councilmember Montes had nothing to report.

Councilmember Rodriguez stated his appreciation for the speakers who provided public comment. He also mentioned the 4<sup>th</sup> of July Fireworks Spectacular at the Madera Fairgrounds and the Golf Tournament Fundraising event on July 1<sup>st</sup> at the Madera Municipal Golf Course, to raise funds for the fireworks show. Expressed his appreciation for City Attorney, Hilda Cantu Montoy for all she has done for the City.

Councilwoman Evans thanked those who attended the Juneteenth event at the Madera County Courthouse.

Mayor Pro Tem Mejia commended the members of the public on their civility and decorum while voicing their opinions. She also was invited to a trophy presentation for La Liga Pequena Soccer League and thanked the organization for including her in the event.

Councilmember Villegas had nothing to report.

Mayor Garcia stated he attended a retirement party for Tina Najarian who retired from Madera Unified School District after a 45-year long career as an educator.

**G. CLOSED SESSION:**

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

**Position Title:** City Attorney

City Attorney Hilda Cantu Montoy made the closed session announcement at 10:47 p.m. She and Council returned from Closed Session at 11:41 p.m. with all members of Council present. Ms. Cantu Montoy stated there was no reportable action.

**ADJOURNMENT:** Meeting was adjourned at 11:41 p.m.

**UPCOMING MEETING DATES:**

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

  
ALICIA GONZALES, City Clerk

  
ELSA MEJIA, Mayor Pro Tem

  
MINUTES PREPARED BY  
ZELDA LEÓN, Deputy City Clerk

