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## Regular Meeting of the Madera City Council

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

### NOTICE AND AGENDA

Wednesday, September 6, 2023  
6:00 p.m.

Council Chambers  
City Hall

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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: 832 7738 4335#. 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 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 Sammie Neely, Mount Zion Baptist 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 September 15, 2023 as the 200th Anniversary of Mexican Independence Day and Diplomatic Relations between the U.S. and Mexico
  2. Proclamation Recognizing Old Timers' Week
  3. LOVE Madera (Presentation by April Molina)

**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 16, 2023 and August 24, 2023**

**Recommendation:** Approve the City Council Minutes of August 16, 2023 and August 24, 2023 (Report by Alicia Gonzales)

**B-2 **Informational Report on Register of Audited Demands****

**Recommendation:** Review Register of Audited Demands Report for August 5, 2023 to August 25, 2023 (Report by Michael Lima)

**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 (Council) (Report by Arnoldo Rodriguez)

**B-4 **2023 Old Timers Day Parade and Booths in the Park Event Entries****

**Recommendation:** Approve a Minute Order Authorizing the City Manager to Execute Documents Necessary for any City Entries in the Old Timers Day Parade and Related Booths in the Park Event Scheduled September 30, 2023 (Report by Alicia Gonzales)

**B-5 **Acceptance of a Grant Award from the State of California Office of Traffic Safety Selective Traffic Enforcement Program (STEP)****

**Recommendation:** Adopt Resolutions:

1. Accepting the Grant Award in the amount of \$125,000; and
2. Amending the City's 2023/24 Budget to Reflect Revenues and Expenditures Related to the Grant (Report by Dino Lawson)

**B-6 **Budget Amendment Relating to the Third Contract Extension with O&E Transportation for Litter Abatement in the Fresno River****

**Recommendation:** Adopt a Resolution Approving a Budget Amendment to the Fiscal Year 2023/24 Operating Budget in the amount of \$100,000 for Fresno River Clean-up Efforts (Report by Dino Lawson)

**B-7 Golf Course Advisory Committee Composition**

**Recommendation:** Adopt a Resolution Establishing the Composition of the Golf Course Advisory Committee, Including Establishing Two-year Term Limits for the Service Organization Representative, Golfer/At-large Community Member and Non-Golfer/At-large Community Member (Report by Joe Hebert)

**B-8 Groundwater Monitoring Wells at the Wastewater Treatment Plant, Project No. WWTP 20-01**

**Recommendation:** Adopt a Resolution Approving Project Contingencies for the Groundwater Monitoring Wells - Wastewater Treatment Plant, Project No. WWTP 20-01 (Report by Keith Helmuth)

**B-9 Piggyback Purchase Agreements for Fleet Division-Related Purchases**

**Recommendation:** Adopt a Resolution Approving State of California Piggyback Agreements for the Purchase of a Chevrolet Blazer from Winner Chevrolet for an Estimated Amount of \$43,000 using Contract Number 1-22-23-23D, and Five Ford Pursuit Utility vehicles from Folsom Lake Ford for an Estimated Amount of \$365,000 using Contract Number 1-22-23-14C (Report by Mike Lima)

**B-10 Informational item on the Implementation Progress of the Madera Transit Plan – Fixed Route System Revision**

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

**C. PUBLIC HEARINGS:**

**C-1 Rezone Property Located at 405 Vineyard Avenue (Rezone 2023-02)**

**Recommendation:** The City of Madera Planning Commission recommends the City Council hold a public hearing, make the necessary findings, and take action as follow:

1. Adopt Findings of a Class 15 Categorical Exemption under California Environmental Quality Act (CEQA) Guidelines Section 15315 and Common Sense exemption set forth under CEQA Guidelines Section 15061(b)(3), and Waive Full Reading and Introduce an Ordinance of the City Council amending the official City of Madera Zoning Map Rezoning Approximately 0.3 acres at 405 Vineyard Avenue (APN 008-071-001) from a R2 (One unit for each 3,000 square feet of site area) zone district to a R1 (One unit for each 6,000 square feet of site area) zone district (Report by Will Tackett)

**C-2 Public Hearing Regarding Annexation No. 1 (Madera Place Apartments) into Community Facilities District No. 2013-1 Under the Mello Roos Community Facilities Act of 1982 and Related Actions**

**Recommendation:** That Council consider the following:

1. Hold the Public Hearing; and
2. Adopt a resolution of the City Council (Council) of the City of Madera authorizing Annexation of Territory (Annexation No. 1) to Community Facilities District No. 2013-1 (CFD 2013-1); 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. 1; and
4. Adopt a Resolution of the Council of the City of Madera Making Certain Findings, Declaring and Certifying the Results of an Election, and Adding the Territory Identified as Annexation No. 1 to CFD 2013-1 (Public Services) (Report by Will Tackett)

**C-3 Public Hearing to Consider Changes to the Master Fee Schedule for Planning Fees and a Technical Adjustment to Solid Waste Fees**

- Recommendation:**
1. Conduct a Public Hearing to hear testimony regarding the proposed fee increases; and
  2. Adopt a Resolution Approving Proposed Increases in Planning Fees and Solid Waste Fees for Multi-Family Residential (Report by Mike Lima)

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

**D-1 Agreement for On-Call Asphalt and Concrete Patching Services**

- Recommendation:** Adopt a Resolution Approving an Agreement with Witbro, Inc. for On-call Asphalt and Concrete Patching Services for \$590,000 (Report by Ismael Hernandez)

**E. ADMINISTRATIVE REPORTS:**

**E-1 Parks & Community Services Department FY 2023-24 Planned Improvement Projects**

- Recommendation:** This report is submitted to provide the City Council an informational report on the status of the Parks & Community Services Department Planned Improvement Projects (Report by Joe 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 agendized and which meet other requirements for action.*

**G. CLOSED SESSION: None**

**G-1 Conference with Labor Negotiators pursuant to Government Code §54957.6**

**Agency Designated Representatives:** Arnoldo Rodriguez and Wendy Silva

**Employee Organizations:** Madera Affiliated City Employees Association and Mid Management Employee Group

**Unrepresented Employees:** City Engineer and Information Services Manager

**G-2 Conference with Legal Counsel – Anticipated Litigation**

**Deciding Whether to Initiate Litigation Pursuant to Paragraph 4 of Subdivision (d) of Government Code Section 54956.9**

## One Case

### ADJOURNMENT:

### UPCOMING MEETING DATES:

- Wednesday, October 4, 2023
- Wednesday, October 18, 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](mailto: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](mailto: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.
  - Any writings or documents provided to a majority of the City Council within 72 hours of the meeting regarding any item on this agenda will be made available for public inspection at the City Clerk's office located at 205 W. 4<sup>th</sup> Street, Madera, CA 93637 and on the City website at [www.madera.gov](http://www.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.

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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 September 6, 2023, near the front entrances of City Hall and on the City's website [www.madera.gov](http://www.madera.gov) at 5:30 p.m. on August 31, 2023.



Alicia Gonzales, City Clerk