

Item:	B-1
Minutes for:	08/02/2023
Adopted:	08/16/2023

Minutes of a Regular Meeting of the Madera City Council

August 2, 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: 823 9870 1172#. 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: Meeting was called to order at 6:00 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 Shannon Chaffin (Contract awarded this evening), Chief Building Official Rafael Magallan, City Engineer Keith Helmuth, Community Development Director Will Tackett, Director of Financial Services Michael Lima, Division Fire Chief Justin McCombs, 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, Police Commander Giachino Chiaramonte, Public Works Director Ismael Hernandez, Deputy City Engineer Ellen Bitter, Senior Civil Engineer Steve Bettencourt, Senior Civil Engineer Matt Bullis, Assistant Engineer Alexis Raymundo, Assistant Engineer Jonathan Gramajo, P/T Administrative Analyst (Parks Dept.) Gabriela Salazar and Communication Specialist Joseph Carrello.

INVOCATION: Councilwoman Anita Evans

PLEDGE OF ALLEGIANCE: Councilmember Villegas

APPROVAL OF AGENDA:

ON MOTION BY COUNCILMEMBER MONTES AND SECONDED BY COUNCILMEMBER GALLEGOS, 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.

A member of the public brought to Council's attention that her cousin's 20-year-old daughter was hit by a drunk driver. She wanted to know why that person was driving as they had three (3) DUIs (Driving Under the Influence) and had a suspended license.

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

WRITTEN COMMUNICATIONS: None

PRESENTATIONS: None

INTRODUCTIONS: None

A. WORKSHOP:

A-1 Continuation of Presentation of the Draft Fiscal Year (FY) 2023/24 to FY 2027/28 Capital Improvement Program (CIP) - Fire, Parks, Sewer, and Water

Recommendation: Consider the Information Presented and Provide Input and Direction on the 5-year CIP for Fire, Parks, Sewer, and Water Projects (Report by Keith Helmuth)

Council took a short recess from 6:31 p.m. to 6:47 p.m. to address audio issue.

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.

ON MOTION BY COUNCILMEMBER GALLEGOS AND SECONDED BY COUNCILMEMBER EVANS, THE CONSENT CALENDAR EXCLUDING ITEM B-3 WHICH WAS PULLED FOR DISCUSSION WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

After Item B-3 discussion:

ON AMENDED MOTION BY COUNCILMEMBER GALLEGOS AND SECONDED BY COUNCILMEMBER EVANS, THE CONSENT CALENDAR INCLUDING ITEM B-3 WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

B-1 Minutes – July 19, 2023

Recommendation: Approve the City Council Minutes of July 19, 2023 (Report by Alicia Gonzales)

B-2 Informational Report on Register of Audited Demands

Recommendation: Review Register of Audited Demands Report for July 8, 2023 to July 21, 2023 (Report by Michael Lima)

B-3 Second Reading and Adoption of an Ordinance Relating to City Council and Resolutions Relating to Council Protocols Guidebook

Recommendation: Waive Full Reading and Adopt an Ordinance Adopting New Chapter 1 of Title II of the Madera Municipal Code Relating to City Council and Repeal of Current Chapter 1 of Title II (Report by Arnolando Rodriguez)

ORD 1002 C.S. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA REPEALING CHAPTER 1 OF TITLE II OF THE MADERA MUNICIPAL CODE AND ADOPTING NEW CHAPTER 1 OF TITLE II TO THE MADERA MUNICIPAL CODE RELATING TO THE CITY COUNCIL

C. PUBLIC HEARINGS:

C-1 Measure T Annual Expenditure Plan (AEP) for Fiscal Year (FY) 2023/24

Recommendation: Adopt a Resolution Approving the Measure T AEP for FY 2023/24 and Authorizing Submission of the AEP to the Madera County Transportation Authority (MCTA) for adoption (Report by Keith Helmuth)

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

RES 23-133 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING THE MEASURE T ANNUAL EXPENDITURE PLAN (AEP) FOR FISCAL YEAR (FY) 2023/24 AND AUTHORIZING THE CITY ENGINEER TO SUBMIT THE PLAN TO THE MADERA COUNTY TRANSPORTATION AUTHORITY (MCTA) FOR ADOPTION

C-2 Initiation of Proceedings for the Annexation of Madera Place Apartments Project (Phase 2 of the Madera Family Apartments Project) into Community Facilities District 2013-1

Recommendation: That Council Adopt Resolutions:

1. Adopting a Boundary Map Showing the Territory Proposed for Annexation to Community Facilities District No. 2013-1; and
2. Declaring Its Intention to Annex Territory to Community Facilities District No. 2013-1 (Public Services), to Authorize the Levy of Special Taxes Therein and Setting Public Hearing (Annexation No. 1) (Report by Will Tackett)

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

RES 23-134 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, ADOPTING A BOUNDARY MAP SHOWING TERRITORY PROPOSED FOR ANNEXATION TO CITY OF MADERA COMMUNITY FACILITIES DISTRICT NO. 2013-1 (ANNEXATION NO. 1)

RES 23-135 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, DECLARING ITS INTENTION TO ANNEX TERRITORY MADERA PLACE APARTMENTS) TO THE CITY OF MADERA COMMUNITY FACILITIES DISTRICT NO. 2013-1 (PUBLIC SERVICES), TO AUTHORIZE THE LEVY OF

SPECIAL TAXES THEREIN, AND SETTING PUBLIC HEARING (ANNEXATION NO. 1)

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

D-1 Adoption of Ceremonial Documents Guidelines

Recommendation: Adopt a Resolution Approving the Protocols Guidebook Section Concerning Ceremonial Documents (Report by Arnolando Rodriguez)

ON MOTION BY COUNCILMEMBER EVANS AND SECONDED BY COUNCILMEMBER VILLEGAS, ITEM D-1 WITH THE ADDITION OF "INDIGENOUS PEOPLE DAY" IN OCTOBER TO THE LIST OF ANNUAL PROCLAMATIONS WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

RES 23-136 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, ADOPTING THE CEREMONIAL DOCUMENT GUIDELINES

D-2 Designation of a Voting Delegate and Alternates for the League of California Cities 2023 Annual Conference

Recommendation: Adopt a Resolution to Designate a Voting Delegate and up to two Alternates for the 2023 League of California Cities' Annual Business Meeting (Report by Arnolando Rodriguez)

This item was adopted by Minute Order not by resolution. Announcement made by staff for the record.

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

ON MOTION BY COUNCILMEMBER VILLEGAS AND SECONDED BY COUNCILMEMBER EVANS, ITEM D-2 SELECTING COUNCILMEMBER VILLEGAS AS THE VOTING ALTERNATE WAS APPROVED BY A 6/1 VOTE. NOES: COUNCILMEMBER GALLEGOS. ABSENT: NONE. ABSTAIN: NONE.

THE MOTION PASSED WITH THE FOLLOWING VOTE:

YES: 6 - COUNCILMEMBER RODRIGUEZ
COUNCILMEMBER MONTES
COUNCILMEMBER EVANS
MAYOR PRO TEM MEJIA
COUNCILMEMBER VILLEGAS
MAYOR GARCIA

NO: 1 - COUNCILMEMBER GALLEGOS

D-3 Legal Services Agreement for City Attorney Services

Recommendation: Adopt a Resolution Approving a Legal Services Agreement with Aleshire & Wynder, LP, to provide City Attorney Services (Report by Wendy Silva)

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

RES 23-137 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING A LEGAL SERVICES AGREEMENT WITH ALESHIRE & WYNDER, LP, TO PROVIDE CITY ATTORNEY SERVICES

D-4 State Route 99 Block Wall Enhancement Project Artwork Selection

Recommendation: Consider the Recommendations by the Arts Selection Committee and Adopt a Resolution Approving Artwork for the State Route 99 Block Wall Enhancement Project (Report by Joseph Hebert)

ON MOTION BY COUNCILMEMBER MONTES AND SECONDED BY COUNCILMEMBER RODRIGUEZ, ITEM D-4 (OPTION #1 ARTWORK BY DANIEL VAN GERPEN, AMY P. MORGAN, PATRICIA PRATT, ANDREA TORRES, AND ANNE WHITEHURST) WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

RES 23-138 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING ARTWORK FOR THE MADERA BLOCK WALL ENHANCEMENT PROJECT

E. ADMINISTRATIVE REPORTS:

E-1 Informational Report on USGA Site Visit to the Madera Municipal Golf Course

Recommendation: This report is submitted for informational purposes only and there is no action requested from the City Council (Council) (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 agendized and which meet other requirements for action.

Councilmember Gallegos thanked the Parks Department & the Public Works Department for their efforts in organizing Movies in the Park and the river clean-up. She reminded everyone that school starts on Monday and asked that everyone drive carefully.

Councilmember Rodriguez asked that an agenda item be added to a future meeting which addresses the river trail clean-up and the repair of potholes along the trails.

Councilmember Montes provided an update for the Point in Time count stating that homeless numbers have gone up. He wanted everyone to know that the City continues to work on this issue.

Councilmember Evans thanked everyone for the work done on the river. She mentioned that the Food Bank will be at Town and Country Park at 7:00 a.m. in the morning for seniors 55+ years at \$4.00/person. She stated that she got to tour the Sheriff's Department and noticed their new wi-fi projecting capabilities. She asked that everyone be safe.

Mayor Pro Tem Mejia participated in the Madera County Justice Building ribbon cutting and the Crazy Deals grand opening. She mentioned that people commented that they were glad to

have a new store. She asked that an update on the playground be added as a future agenda item.

Councilmember Villegas stated that last Saturday was the first backpack giveaway. This coming Saturday will be the second giveaway by Assemblywoman Soria. He stated he sees that children get happy with their backpacks.

Mayor Garcia stated that the Pomona Ranch also had a backpack giveaway. He stated that Senator Caballero has been a blessing in helping with trying to get the Madera Community Hospital to reopen. He also mentioned the backpack giveaway from Assemblywoman Soria and mentioned that some City departments will also be at that event. He thanked Madera Ford and Big Brothers & Big Sisters for their backpack giveaways as well as all the organizations and non-profits for their community events.

G. CLOSED SESSION: None

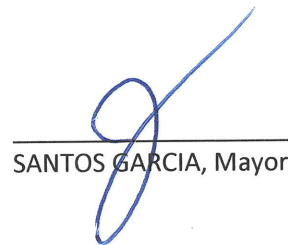
ADJOURNMENT: Meeting was adjourned at 8:44 p.m.

UPCOMING MEETING DATES:

- Wednesday, August 16, 2023
- Wednesday, September 6, 2023



ALICIA GONZALES, City Clerk



SANTOS GARCIA, Mayor



MINUTES PREPARED BY
ZELDA LEÓN, Deputy City Clerk

