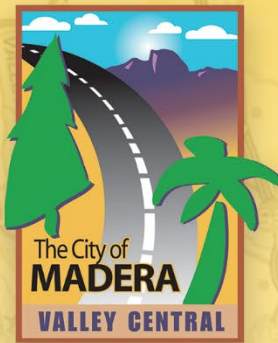


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Regular Meeting of the Madera City Council

205 W. 4th Street, Madera, California 93637

NOTICE AND AGENDA

Wednesday, December 20, 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: 841 7883 9054#. 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 Cece Gallegos, District 1
Councilmember Jose Rodriguez, District 2
Councilmember Steve Montes, District 3
Councilmember Anita Evans, District 4
Councilmember Elsa Mejia, District 5
Councilmember Artemio Villegas, District 6

INVOCATION: Pastor John Pursell, The Believers Church of Madera

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 – [December 6, 2023](#), [December 9, 2023](#), [December 13, 2023](#)

Recommendation: Approve the City Council Minutes of December 6, 2023, December 9, 2023, and December 13, 2023 (Report by Alicia Gonzales)

B-2 Informational Report on Register of Audited Demands

Recommendation: Review Register of Audited Demands Report for November 25, 2023 to December 8, 2023 (Report by Michael Lima)

B-3 Informational Report on Personnel Activity

Recommendation: No Action Required (Report by Wendy Silva)

B-4 Continuing Declaration Proclaiming the Existence of a Local Emergency – January 2023 Winter Storms

Recommendation: Adopt a Resolution Continuing the Declaration Proclaiming the Existence of a Local Emergency – January 2023 Winter Storms in accordance with Madera Municipal Code Title III, Chapter 2 (Report by Wendy Silva)

B-5 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 (Report by Arnoldo Rodriguez)

B-6 Annual Local Appointment List on City Boards, Commissions, and Committees

Recommendation: Approve a Minute Order Authorizing the City Clerk to File the 2024 Annual Local Appointments List (Report by Alicia Gonzales)

B-7 Appointment of City Representative to the Board of Trustees of the Madera County Mosquito and Vector Control District

Recommendation: Adopt a Resolution Appointing Donald Horal to the Board of Trustees of the Madera County Mosquito and Vector Control District for an additional two-year term (Report by Alicia Gonzales)

B-8 Exercising Renewal Option with Backflow Solutions, Inc., for Data Management Agreement for Water Backflow Prevention Devices

Recommendation: Adopt a Resolution Authorizing Exercising the Option to Renew Existing Agreement for an Additional One-Year Period at Same Pricing Terms as Existing Agreement whereby Backflow Solutions, Inc., will Continue to Perform Notification and Data Management Functions on behalf of the

City Regarding all Backflow Prevention Devices (Report by Ismael Hernandez)

C. PUBLIC HEARINGS:

C-1 Public Hearing Relating to Annexation of Certain Properties into Zone of Benefit 51 to the City of Madera Landscape Maintenance District (LMD) Zone for Fiscal Year 2024/25

Recommendation: Adopt a Resolution Approving Annexation No. 2022-06 for annexation of APN 003-240-015 (Sherwood Apartments); APN(s) 012-026-001 & 012-402-006 (Grove Gardens); APN(s) 003-093-006 & 003-093-008 (Bellava Apartments); APN(s) 009-350-024, 009-350-025, 009-350-026 & 009-350-029 (Cal-Pacific Supply), APN 009-330-011 (Madera Industrial WHSE), APN(s) 011-143-006, 011-143-007, & 011-143-008 (Sugar Pine Village), and APN 010-132-001 (Naz Sixplex) into Zone of Benefit 51; Confirming the Diagram and Assessment for LMD Zone of Benefit 51 for Fiscal Year (FY) 2024/25; and Authorizing the City Clerk to File the Diagram and Assessment with the Madera County Auditor (Report by Keith Helmuth)

C-2 7:00 p.m. - Public Hearing No. 2 for Updating of City Councilmember District Boundaries for Annexed Property

Recommendation: Conduct a Public Hearing to receive public input on district boundaries to account for property annexed to the City (Report by Alicia Gonzales)

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

D-1 Authorizing Resolution for the Local Assistance Specified Grants – Capital

Recommendation: Adopt a Resolution Accepting the amount of \$500,000 from the State of California Department of Parks and Recreation for the Lions Town & Country Park Trail System Upgrades and Naming the City Manager as the Authorized Representative (Report by Joseph Hebert)

D-2 Demolition of Rotary Park Skate Park Office/Concession Building Budget Amendment

Recommendation: Adopt a Resolution Amending the City's Fiscal Year 2023/24 Budget Approving a Related Expenditure Line Item Related to the Demolition of the Zero Gravity Skate Park Office/Concession Building Cost of \$12,593 (Report by Joseph Hebert)

D-3 Mexican American Center Cleanup and Structural Engineering Assessment

Recommendation: Adopt a Resolution Amending the City's Fiscal Year 2023/24 Budget Approving a Related Expenditure Line Item Related to the Mexican American Center Cleanup Efforts and Structural Engineering Assessment for \$11,100 (Report by Joseph Hebert)

D-4 Emergency Repairs to Centrifuge #1 at Wastewater Treatment Plant

Recommendation: Adopt a Resolution Affirming the Emergency Repair to Centrifuge #1 at Wastewater Treatment Plant and Ratifying the Award of Contract as an Exception to Competitive Bidding Process (Report by Ismael Hernandez)

E. ADMINISTRATIVE REPORTS:

E-1 Informational Report – Proposed Changes to Timed Parking Restrictions Within the Madera Downtown Business Improvement Area

Recommendation: This is an informational report. No recommendations from the City Council (Council) are requested though staff is appreciative of any that are received (Report by Keith Helmuth)

E-2 2024 List of Annual Proclamations

Recommendation: Provide Direction and Adopt a Minute Order Approving the 2024 List of Annual Proclamations from the Protocols Guidebook section concerning Ceremonial Documents (Report by Alicia Gonzales)

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 Legal Counsel – Anticipated Litigation Deciding Whether to Initiate Litigation Pursuant to Government Code §54956.9(d)(4)

(One Case)

G-2 Public Employee Performance Evaluation - Pursuant to Government Code Section §54957(b)(1)

Title: City Manager

G-3 Conference with Labor Negotiators - Pursuant to Government Code §54957.6

Unrepresented Employee: City Manager

ADJOURNMENT:

UPCOMING MEETING DATES:

- Wednesday, January 17, 2024
- Wednesday, February 7, 2024

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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.
 - 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. 4th Street, Madera, CA 93637 and on the City website at 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 December 20, 2023, near the front entrances of City Hall and on the City's website www.madera.gov at 5:30 p.m. on December 14, 2023.



Alicia Gonzales, City Clerk