

Item:	B-1
Minutes for:	02/21/2024
Adopted:	03/06/2024

Minutes of a Regular Meeting of the Madera City Council

February 21, 2024
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: 815 4487 0663#. 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 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

Others present were City Manager Arnoldo Rodriguez, City Clerk Alicia Gonzales, City Attorney Shannon L. Chaffin, 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, Chief of Police Giachino Chiaramonte, Public Works Director Ismael Hernandez and Wastewater Treatment Plant Manager Gabriel Bostan.

INVOCATION: David Dougherty, Valley State Prison Chaplain

PLEDGE OF ALLEGIANCE: City Attorney, Shannon L. Chaffin

APPROVAL OF AGENDA:

ON MOTION BY COUNCILMEMBER EVANS AND SECONDED BY COUNCILMEMBER VILLEGAS, 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.

Gladys Diebert, MUSD Board Member and Areej Latif of Madera County Arts Council invited Council and the community to the Internal Woman's Day event on Saturday, March 9th from 10:00 a.m. – 1:30 p.m.

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.

ON MOTION BY COUNCILMEMBER EVANS AND SECONDED BY MAYOR PRO TEM GALLEGOS, THE CONSENT CALENDAR WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

B-1 Minutes – February 7, 2024, February 14, 2024

Recommendation: Approve the City Council Minutes of February 7, 2024 and February 14, 2024 (Report by Alicia Gonzales)

B-2 Informational Report on Register of Audited Demands

Recommendation: Review Register of Audited Demands Report for January 27, 2024 to February 9, 2024 (Report by Michael Lima)

B-3 Informational Report on Personnel Activity

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

B-4 Terminating the Declaration of the Local State of Emergency related to the Closure of Madera Community Hospital

Recommendation: Adopt a Resolution Terminating the Declaration of the Local Emergency Due to the Closure of the Madera Community Hospital (Report by Arnoldo Rodriguez)

RES 24-26 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA TERMINATING THE DECLARATION OF LOCAL EMERGENCY DUE TO THE CLOSURE OF MADERA COMMUNITY HOSPITAL

B-5 Acceptance of the Local Government Waste Tire Amnesty Grant Program from the California Department of Resources Recycling and Recovery

Recommendation: Adopt Resolutions:
1. Accepting the grant award in the amount of \$90,000; and

2. Amending the City's 2023/24 Budget to reflect revenues and expenditures related to the grant (Report by Giachino Chiaramonte)
- RES 24-27** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA ACCEPTING THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY LOCAL GOVERNMENT WASTE TIRE AMNESTY GRANT IN THE AMOUNT OF \$90,000
- RES 24-28** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, AUTHORIZING AND APPROVING AMENDMENTS TO THE CITY OF MADERA FISCAL YEAR 2023/2024 BUDGET
- B-6 Amendment No. 3 to Agreement with GHD, Inc. for Professional Engineering Services Relating to the Lake Street, 4th Street, and Central Avenue Intersection**
- Recommendation:** Adopt a Resolution Approving Contract Amendment No. 3 for Professional Engineering Services for \$23,388.75 (Report by Keith Helmuth)
- RES 24-29** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, APPROVING AMENDMENT NO. 3 TO THE AGREEMENT WITH GHD, INC. FOR PROFESSIONAL ENGINEERING SERVICES RELATING TO THE LAKE/4TH/CENTRAL INTERSECTION IMPROVEMENTS, CITY PROJECT NO. R-57
- B-7 Contract Award for Pavement Distress Survey and Analysis**
- Recommendation:** Adopt a Resolution Awarding the Contract for Pavement Distress Survey and Analysis, City Project No. ENG-000G for \$110,900 to Nichols Consulting Engineers (NCE) (Report by Keith Helmuth)
- RES 24-30** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA AWARDDING A CONTRACT FOR ENGINEERING SERVICES FOR THE PAVEMENT DISTRESS SURVEY AND ANALYSIS, CITY PROJECT NO. ENG-000G TO NICHOLS CONSULTING ENGINEERS, CHTD
- B-8 Consider an Ordinance to Amend Section 8-7.08 (D) of the Madera Municipal Code Involving Delinquent Date for Payment of Municipal Utilities**
- Recommendation:** Waive Full Reading and Adopt an Ordinance of the City Council of the City of Madera Amending Section 8-7.08 (D) of the Madera Municipal Code to Change Utility Bill Payment Dates by Title Only (Report by Michael Lima)
- ORD 1005 C.S.** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING SECTION 8-7.08 (D) OF THE MADERA MUNICIPAL CODE TO CHANGE UTILITY BILL PAYMENT DATES
- B-9 Second Reading and Adoption of an Ordinance to Rezone ±57.53 Acres of Property Located on the Southwest Corner of the Intersection of West Pecan Avenue and Stadium Road (Rd 26½) (REZ 2023-04)**
- Recommendation:** Waive Full Reading and Adopt an Ordinance of the City Council of the City of Madera Approving Rezone 2022-04 Amending the City of Madera Zoning Map to Rezone Approximately 57.53-acre of Property (APN[S]: 012-480-008 & 012-480-009) from the R-1 (Residential, One unit for Each

6,000 square feet of site area) to the PD-4500 (Planned Development, One unit for each 4,500 square feet of site area) Zone District, by Title Only (Report by Will Tackett)

ORD 1006 C.S. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING REZONE 2022-04 AND AMENDING THE OFFICIAL CITY OF MADERA ZONING MAP TO REZONE APPROXIMATELY 57.53 ACRES OF PROPERTY (APN[S]: 012-480-008 & 012-480-009) FROM THE R-1 (RESIDENTIAL, ONE UNIT FOR EACH 6,000 SQUARE FEET OF SITE AREA) TO THE PD-4500 (PLANNED DEVELOPMENT, ONE UNIT FOR EACH 4,500 SQUARE FEET OF SITE AREA) ZONE DISTRICT

C. PUBLIC HEARINGS:

C-1 6:45 P.M. - Public Hearing No. 5 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)

No Public Comment was presented. Public Comment was closed.

C-2 Adoption of Updated District Boundary to Include Property Annexed into the City

Recommendation: Introduce, by Title Only, an Ordinance of the City Council of the City of Madera Amending Subsection C (1) of Section 2-1.21 of the City Municipal Code to Adopt Revised District Boundaries, and Waive the First Reading (Report by Alicia Gonzales)

No Public Comment was presented. Public Comment was closed.

City Attorney Shannon L. Chaffin read the ordinance title.

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

INTRO ORD AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING SUBSECTION (C)(1) OF SECTION 2-1.21 OF CHAPTER 1 OF TITLE II OF THE MADERA MUNICIPAL CODE AND ADOPTING REVISED DISTRICT VOTING BOUNDARIES

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

D-1 Piggyback Purchase Agreement for Police Department Firearm Purchase

Recommendation: Adopt a Resolution Approving Purchasing Cooperative of America (PCA) Piggyback Agreement OD-337-21 for the Purchase of New Police Firearms from Proforce Marketing, Inc. DBA Proforce Law Enforcement (Proforce) for \$94,626.96 (Report by Giachino Chiaramonte)

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

RES 24-31 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING PURCHASING COOPERATIVE OF AMERICA PIGGYBACK

AGREEMENT OD-337-21 FOR THE PURCHASE OF NEW FIREARMS FROM
PROFORCE MARKETING, INC. DBA PROFORCE LAW ENFORCEMENT
(PROFORCE) IN THE AMOUNT OF \$94,626.96

E. ADMINISTRATIVE REPORTS:

E-1 Spanish Language Interpretation at City Council Meetings

Recommendation: Deliberation and Direction from Council (Report by Alicia Gonzales)

Jose Eduardo spoke in favor of having Spanish translation at Council meetings.

Rosa Hernandez spoke in favor of having Spanish translation at Council meetings.

Odilia Chavez Garcia spoke in favor of having Spanish translation at Council meetings.

Oralia Maceda spoke in favor of having Spanish translation at Council meetings.

Anselmo Ramirez spoke in favor of having Spanish translation at Council meetings.

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.

Mayor Pro Tem Gallegos reminded everyone to vote on March 5th. She asked that the City Manager provide an update on the hospital at a future Council meeting. Mayor Pro Tem Gallegos gave a shout out to HR Director Wendy Silva for her patience and helping our new Police officers by getting them the information that they needed. She also gave a shout out to Councilmember Montes as his birthday is next week.

Councilmember Rodriguez stated he attended a LAFCO meeting. He also attended a Transportation Commission meeting where they discussed Measure T.

Councilmember Montes stated his birthday is on the 27th. He gave a shout out to Parks Director Joe Hebert for starting the install of equipment at Riverview Park.

Councilmember Evans thanked everyone who came out the Black History Month celebration last week. She stated that some young ladies were selected as Miss Black History for the City of Madera.

Councilmember Mejia thanked the Association of American University Women for their invitation to the Women's Day event at Madera South High School Cafeteria on Saturday, March 9th from 10:00 a.m. – 1:30 p.m. She hopes to see everyone there. She thanked staff for reinstating the bus stop near Yosemite Manor. Councilmember Mejia wished Councilmember Montes an early Happy Birthday.

Councilmember Villegas had nothing to report.

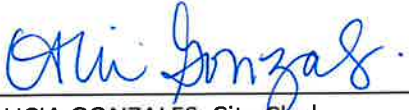
Mayor Garcia congratulated Council on taking care of City business in a timely manner today. It may be their shortest meeting.

G. CLOSED SESSION: None

ADJOURNMENT: Meeting was adjourned at 7:00 p.m.

UPCOMING MEETING DATES:

- Wednesday, March 6, 2024
- Wednesday, March 20, 2024



ALICIA GONZALES, City Clerk



CECE GALLEGOS, Mayor Pro Tem



MINUTES PREPARED BY
ZELDA LEÓN, Deputy City Clerk

