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REGULAR MEETING OF THE MADERA CITY COUNCIL

205 W. 4th Street, Madera, California 93637

NOTICE AND AGENDA

**Wednesday, May 1, 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: 854 8211 7891#. 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: Joyce Lance, Glory of Zion Ministries

PLEDGE OF ALLEGIANCE:

APPROVAL OF AGENDA:

PRESENTATIONS:

1. Proclamation Recognizing April as Sexual Assault Awareness Month
2. Proclamation Recognizing Relay for Life
3. Proclamation Recognizing National Foster Care Awareness Month
4. Proclamation Recognizing Letter Carrier's Stamp Out Hunger Food Drive Day
5. Proclamation Recognizing May 4th as a Day of Recognition for Firefighters
6. Proclamation Recognizing Public Service Week

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. PUBLIC HEARINGS:

A-1 Consideration of Applications for a General Plan Amendment (GPA 2022-08), Specific Plan Amendment (SPA 2022-01) and Rezone (REZ 2022-09) pertaining to ±2.3 acres of property located on the westerly corner of the Intersection of North Schnoor Avenue and Foxglove Way (APN: 013-070-014)

Recommendation: The Planning Commission and staff recommend the City Council hold a public hearing, make the necessary findings, and take actions as follows:

1. Adopt a Resolution adopting the Mitigated Negative Declaration (SCH No. 2024030027) and the Mitigation Monitoring and Reporting Program prepared for purposes of the proposed project in accordance with the provisions of the California Environmental Quality Act (CEQA); and, amending the General Plan to change the land use designation for the subject property from Office to Commercial and amending Specific Plan No. 1 to change the land use designation from PO (Professional Office) to C1 (Light Commercial); and
2. Waive full reading and introduce by title only an Ordinance of the City Council of the City of Madera approving Rezone 2022-09 and amending the official City of Madera Zoning Map to rezone approximately 2.3 acres of property (APN: 013-070-014) property from the PO (Professional Office) zone district to the C1 (Light Commercial) zone district (Report by Will Tackett)

A-2 Military Equipment Use Ordinance and Policy

Recommendation: Review Military Equipment Use Policy, Ordinance, and Annual Report and by minute order affirm the Ordinance and accept the Annual Military Equipment Use Report (Report by Giachino Chiaramonte)

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 – April 3, 2024 and April 24, 2024

Recommendation: Approve the City Council Minutes of April 3, 2024 and April 24, 2024 (Report by Alicia Gonzales)

B-2 Informational Report on Register of Audited Demands

Recommendation: Review Register of Audited Demands Report for March 23, 2024 to April 19, 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 Proclamation Recognizing Mrs. Elizabeth Ochoa as the 2024 California League of Educators (CLE) Teacher of the Year – Elementary Award

Adopt a Minute Order approving a Proclamation Recognizing Mrs. Elizabeth Ochoa as the 2024 California League of Educators (CLE) Teacher of the Year – Elementary Award (Report by Alicia Gonzales)

B-5 Amendment to Agreement with CDM-Smith for Professional Engineering Design Services for Water Well 37, Project W-GW-001

Recommendation: Adopt a Resolution Approving Amendment No. 1 to the Agreement with CDM-Smith in the amount of \$18,000 for professional engineering design services for Water Well No. 37, City Project No. W-GW-001 (Report by Keith Helmuth)

B-6 Military Equipment Purchase Per California Government Code Sections 7070 - 7075

Recommendation: Adopt Resolutions:

1. Authorizing the purchase of three unmanned aircraft systems (drones) from Advexure, LLC.
2. Appropriating \$5,285 of Federal Asset Forfeiture monies in the City's Fiscal Year 2023/24 Adopted Budget (Report by Giachino Chiramonte)

B-7 Piggyback purchase agreement for Fleet Division-related purchase

Recommendation: Adopt a Resolution approving the County of Placer piggyback agreement with Stommel, Inc. (dba LEHR) for the purchase of vehicle up-fit equipment for police patrol vehicles for \$67,673 (Report by Michael Lima)

C. WORKSHOP:

C-1 Budget Workshop (Report by Michael Lima)

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

D-1 Ratification, Assignment, and Assumption of Two Lease Agreements at Madera Airport

Recommendation: Adopt a Resolution Ratifying Previous Assignments and Consenting to the Current Assignments and Assumptions of "Lease Agreement–Airport Property #1" and "Lease Agreement–Airport Property #2" from the David and Patricia Berry Living Trust to 4160 & 4170 Aviation Drive, LLC. (Report by Ismael Hernandez)

D-2 Parks & Community Services Department Budget Adjustments Request FY 23/24

Recommendation: Adopt a Resolution Amending the City's Fiscal Year 2023/24 Budget Approving a Related Expenditure Line Related to the Installation of

Musical Equipment at McNally Park for \$40,075 (Report by Joseph Hebert)

D-3 Amendment No. 3 to Agreement with Carollo Engineers, Inc. for Professional Engineering Design Services for a Water Storage Tank, Pump Station, and Transmission Main

Recommendation: Adopt a Resolution Approving Amendment No. 3 to Agreement with Carollo Engineers, Inc. for Professional Engineering Design Services for a Water Storage Tank, Pump Station, and Transmission Main for \$1,967,389 (Report by Keith Helmuth)

E. ADMINISTRATIVE REPORTS:

E-1 Select Proclamation Recipients for June 2024

Recommendation: Request for Council’s Selection of Recipients for the Proclamation Recognizing Pride Month and Juneteenth Day for June 2024 (Report by Alicia Gonzales)

E-2 Request for Direction regarding Deferred Maintenance at Madera Municipal Golf Course

Recommendation: Receive information on the current funding status of the Madera Municipal Golf Course and provide direction regarding deferred maintenance as appropriate. (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.

G. CLOSED SESSION:

G-1 Liability Claim Pursuant to §54956.95

Claimant: Ismael Adame
Agency Claimed Against: City of Madera


ADJOURNMENT:

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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 May 1, 2024, near the front entrances of City Hall and on the City's website www.madera.gov at 6:00 p.m. on April 26, 2024.



Alicia Gonzales, City Clerk