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REGULAR MEETING OF THE MADERA CITY COUNCIL

205 W. 4th Street, Madera, California 93637

NOTICE AND AGENDA

Wednesday, June 19, 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: 845 8357 6290#. 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: Councilmember Artemio Villegas

PLEDGE OF ALLEGIANCE:

APPROVAL OF AGENDA:

PRESENTATIONS: 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. PUBLIC HEARINGS:

A-1 Public Hearing to Approve the Community Development Block Grant (CDBG) 2024/25 Annual Action Plan Final Funding Allocations and Sub-Recipient Agreements

Recommendation: Conduct a Public Hearing to Receive Final Public Input on the 2024/25 Annual Action Plan and Adopt Resolutions Approving a 2024/25 CDBG Subrecipient Agreement for Services for:

1. \$177,899 with City of Madera 24-25 CDBG Administration; and
2. \$20,000 with Community Action Partnership of Madera County; and
3. \$5,000 with Madera Coalition for Community Justice; and
4. \$10,000 with Project Run Madera; and
5. \$10,000 with Pequeños Empresarios; and
6. \$11,165 with O.L.I.V.E. Charitable Organization; and
7. \$47,259 with Community Action Partnership of Madera County; and
8. \$65,000 with City of Madera Parks Department; and
9. \$642,172 with City of Madera Engineering Department (Report by Michael Lima)

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 – June 5, 2024, June 12, 2024

Recommendation: Approve the City Council Minutes of June 5, 2024 and June 12, 2024 (Report by Alicia Gonzales)

B-2 Informational Report on Register of Audited Demands

Recommendation: Review Register of Audited Demands Report for May 25, 2024 to June 7, 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 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 Sports Program Fee Assistance Initiative

Recommendation: Informational only. This report is intended to acknowledge donors during the Fiscal Year (FY) 2023/24, as well as bring awareness of the City's Sports Program Fee Assistance Initiative (Report by Joseph Hebert)

B-6 Accepting Improvements for the Bellava and Berk Subdivision

- Recommendation:**
1. Adopt a Resolution Accepting Improvements for the Bellava and Berk Subdivision; and
 2. Authorize the filing of the Notice of Acceptance for Said Off-site Improvements (Report by Keith Helmuth)

B-7 Project List for Fiscal Year (FY) 2024/25 Funded by Senate Bill (SB 1) Road Maintenance and Rehabilitation Account (RMRA) – Local Streets and Roads Funding Program

- Recommendation:** Adopt a Resolution Approving the City Project List for FY 2024-2025 Funded by the SB 1 RMRA Account of the Local Streets and Roads Funding Program (Report by Keith Helmuth)

B-8 Agreement with the Fresno Economic Opportunities Commission Local Conservation Corps.

- Recommendation:** Adopt a Resolution Approving an Agreement at No Cost to the City with the Fresno Economic Opportunities Commission for Assistance during Waste Tire Amnesty Events (Report by Giachino Chiaramonte)

B-9 Memorandum of Understanding with the National Insurance Crime Bureau

- Recommendation:** Adopt a Resolution Approving a Memorandum of Understanding with the National Insurance Crime Bureau for Access to the Law Enforcement ISO ClaimSearch Database (Report by Giachino Chiaramonte)

C. WORKSHOP: None

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

D-1 Update on 2024 Emergency Repair of Avenue 13 Sewer Trunk Main Failures and Ratify and Continue a Finding of Emergency Relating to Emergency Response and Repairs Necessitating Emergency Contracts without Competitive Bidding

- Recommendation:**
1. Receive an Update on the Status of Emergency Repairs to the Avenue 13 Sewer Trunk Main Failures that Occurred June 3, 2024 and June 10, 2024; and
 2. Adopt a Resolution Ratifying and Continuing a Finding of Emergency Relating to Emergency Response and Repairs to the Sanitary Sewer Main Pursuant to Public Contract Code Section 22050 (Report by Keith Helmuth)

D-2 First Amendment to the West Coast Arborists, Inc. Agreement for City-wide Tree Management and Maintenance Services

- Recommendation:** Adopt a Resolution Approving the First Amendment to Agreement for Tree Management and Maintenance Services with West Coast Arborist, Inc. (WCA) for \$18,800 (Report by Joseph Hebert)

D-3 Continuing Resolution In Lieu of Fiscal Year (FY) 2024-2025 Budget Adoption and Authorization of 60-day Extension to Prepare and Present the Fiscal Year 2024-25 Budget

- Recommendation:** Approve a Resolution to Continue Appropriations and Estimated Revenues in Accordance with the FY 2023-2024 budget in lieu of FY 2024-2025 Budget Adoption (Continuing Resolution), and Authorization

of a 60-day Extension to Prepare and Present the FY 2024-25 Budget
(Report by Michael Lima)

D-4

1. **Engineer's Report for City Wide Landscape and Lighting Assessment District Zones of Benefit 1, 2, 3, 4, 6-A, 6-B, 7, 8, 9, 10-A, 10-B, 10-C, 10-D, 10-E, 10-F, 10-G, 10-H, 10-I, 12, 13, 14, 15, 15-B, 15-C, 16, 17-A, 17-B, 17-C, 17-D, 18, 20-A, 20-B, 20-C, 21-A, 21-B, 21-C, 21-D, 23, 24, 25-C, 25-D, 26, 26-B, 26-C, 26-D, 27, 27-B, 28, 28-B, 29, 29-B, 29-C, 29-D, 29-E, 30, 31-A, 31-B, 32-A, 32-B, 33, 34, 34-B, 34-C, 35, 36-A, 36-B, 36-C, 37, 39, 40, 41, 43-A, 43-C, 43-D, 43-E, 44, 45-A, 46, 50 & 51 For Fiscal Year (FY) 2024/25**
2. **Resolution of Intention to Levy and Collect Annual Assessments for City Wide Landscape and Lighting Assessment District Zones of Benefit 1, 2, 3, 4, 6-A, 6-B, 7, 8, 9, 10-A, 10-B, 10-C, 10-D, 10-E, 10-F, 10-G, 10-H, 10-I, 12, 13, 14, 15, 15-B, 15-C, 16, 17-A, 17-B, 17-C, 17-D, 18, 20-A, 20-B, 20-C, 21-A, 21-B, 21-C, 21-D, 23, 24, 25-C, 25-D, 26, 26-B, 26-C, 26-D, 27, 27-B, 28, 28-B, 29, 29-B, 29-C, 29-D, 29-E, 30, 31-A, 31-B, 32-A, 32-B, 33, 34, 34-B, 34-C, 35, 36-A, 36-B, 36-C, 37, 39, 40, 41, 43-A, 43-C, 43-D, 43-E, 44, 45-A, 46, 50 & 51 for FY 2024/25 And Setting Date For Public Hearing**

- Recommendation:**
1. Adopt a Minute Order Approving the Engineer's Report as Filed or with Modifications as Identified by the City Council (Council) during this Meeting; and
 2. Adopt a Resolution of Intention to Levy and Collect Proposed Annual Assessments for all City-Wide Landscape and Lighting District Zones of Benefit Referenced in the Engineer's Report for FY 2024/25 or as may be Amended and set July 17, 2024, as the Public Hearing Date to Consider the Proposed FY 2024/25 Assessments for City Wide Landscape and Lighting District Zones of Benefit (Report by Keith Helmuth)

D-5

Contract Award for R-10 Phase III, Olive and Knox Street Widening and Intersection Improvements from Olive Avenue to Neplus Way

Recommendation: Adopt a Resolution Approving the Contract Award for Olive and Knox Street Widening and Intersection Improvements from Olive Avenue to Neplus Way, City Project R-000010 Phase III, in the amount of \$849,331.00 to Terra West Construction, Inc and a Contingency of 10 percent of the Contract Amount (Report by Keith Helmuth)

E. ADMINISTRATIVE REPORTS:

E-1

Caltrans State Route 145 Yosemite Avenue Project Decorative Street Lighting

Recommendation: This report is submitted to the City Council (Council) for direction relative to selection of decorative street lighting on the Caltrans State Route 145 Yosemite Avenue Project (Project) (Report by Keith Helmuth)

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 - Existing Litigation pursuant to Government Code §54956.9(a)

One Case: Madera Police Officers' Association; Randall Williams; Thomas Burns vs. City of Madera (MCV 088246)

ADJOURNMENT:

- 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 June 19, 2024, near the front entrances of City Hall and on the City's website www.madera.gov at 4:00 p.m. on June 14, 2024.



Alicia Gonzales, City Clerk