

Item:	B-1
Minutes for:	09/04/2024
Minutes for:	09/04/2024s
Adopted:	10/02/2024

**Minutes of a Regular Meeting of the Madera City Council
and Minutes of a Special Meeting of the Madera City Council**

**September 4, 2024
5:55 p.m. / 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 0603 6797#. 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: Both meetings were 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, 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 Information Technology Gary Price, Director of Parks and Community Services Joseph Hebert, Public Works Director Ismael Hernandez, Administrative Analyst (Police Dept.) Sarah Sarquiz, Police Lieutenant Mark Adams and Communication Specialist Joseph Carrello.

INVOCATION: Sammie Neely, Mt. Zion Missionary Baptist Church

PLEDGE OF ALLEGIANCE: Dr. Angel Reyna

APPROVAL OF AGENDAS:

ON MOTION BY COUNCILMEMBER EVANS AND SECONDED BY COUNCILMEMBER VILLEGAS, BOTH AGENDAS WERE APPROVED UNANIMOUSLY BY A 7/0 VOTE.

The Regular Meeting agenda items were considered first.

PRESENTATIONS:

- 1. Proclamation Recognizing the 50th Anniversary of the Opening of the Madera County Museum**

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.

DJ Becker, a member of the public submitted two comments regarding reckless driving in the City.

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

A. PUBLIC HEARINGS:

A-1 Continued Public Hearing and Consideration of Measure T Annual Expenditure Plan (AEP) for Fiscal Year (FY) 2024/25

Recommendation: Adopt a Resolution Approving the Measure T AEP for FY 2024/25 and authorizing submission of the AEP to the Madera County Transportation Authority (MCTA) for adoption (Report by Keith Helmuth)

ON MOTION BY COUNCILMEMBER RODRIGUEZ AND SECONDED BY COUNCILMEMBER VILLEGAS, ITEM A-1 WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE.

RES 24-131 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING THE MEASURE T ANNUAL EXPENDITURE PLAN (AEP) FOR FISCAL YEAR (FY) 2024/25 AND AUTHORIZING THE CITY ENGINEER TO SUBMIT THE PLAN TO THE MADERA COUNTY TRANSPORTATION AUTHORITY (MCTA) FOR ADOPTION

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.

City Attorney Shannon L. Chaffin recused himself from Item B-10.

ON MOTION BY MAYOR PRO TEM GALLEGOS AND SECONDED BY COUNCILMEMBER EVANS, THE CONSENT CALENDAR WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE.

B-1 Minutes – August 21, 2024

Recommendation: Approve the City Council Minutes of August 21, 2024 (Report by Alicia Gonzales)

B-2 Informational Report on Register of Audited Demands

Recommendation: Review Register of Audited Demands Report for August 10, 2024 to August 23, 2024 (Report by Michael Lima)

B-3 Letter of Support for Madera Community College Agave Distillery Program

Recommendation: Adopt a Minute Order Authorizing the Mayor to Sign a Letter of Support for Madera Community College Agave Distillery Program (Program) (Report by Arnolando Rodriguez)

B-4 Adoption of Updated Conflict of Interest Code for the City of Madera

Recommendation: Adopt a Resolution Adopting the Conflict of Interest Code for the City of Madera and Rescinding Resolution No. 22-189 (Report by Alicia Gonzales)

RES 24-132 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA ADOPTING THE CONFLICT OF INTEREST CODE FOR THE CITY OF MADERA AND RESCINDING RESOLUTION NO. 22-189

B-5 Piggyback Purchase Agreements for Fleet Division-Related Purchases

Recommendation: Adopt a Resolution Approving State of California Piggyback Agreement with Folsom Lake Ford for the Purchase of Two Replacement Police Patrol Vehicles for \$113,605.98 (Report by Michael Lima)

RES 24-133 A RESOLUTION APPROVING STATE OF CALIFORNIA PIGGYBACK AGREEMENT WITH FOLSOM LAKE FORD FOR THE PURCHASE OF TWO POLICE PATROL VEHICLES IN THE AMOUNT OF \$113,605.98

B-6 Amendment to the Forensic DUI Analysis Agreement between the California Department of Justice and the City of Madera

Recommendation: Adopt a Resolution Approving an Amendment to the Forensic DUI Analysis Agreement with the California Department of Justice (Report by Giachino Chiamonte)

RES 24-134 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING AN AMENDMENT TO THE FORENSIC DUI ANALYSIS AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF JUSTICE AND THE CITY OF MADERA

B-7 Acceptance of a Grant Award from the State of California Office of Traffic Safety Selective Traffic Enforcement Program

Recommendation: Adopt Resolutions:
1. Accepting the Grant Award in the amount of \$140,000; and
2. Amending the City's 2024/25 Adopted Budget by \$140,000 to reflect revenues and expenditures related to the grant (Report by Giachino Chiamonte)

RES 24-135 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, ACCEPTING GRANT AWARD FROM THE STATE OF CALIFORNIA OFFICE OF TRAFFIC SAFETY SELECTIVE TRAFFIC ENFORCEMENT PROGRAM IN THE AMOUNT OF \$140,000 AND DESIGNATING THE CITY MANAGER AS THE AUTHORIZING OFFICIAL TO ACCEPT THE GRANT AWARD

RES 24-136 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, AUTHORIZING AND APPROVING AMENDMENTS TO THE CITY OF MADERA FISCAL YEAR 2024/2025 BUDGET

B-8 Law Enforcement Services Agreement with the Housing Authority of the City of Madera

Recommendation: Adopt a Resolution Approving a Law Enforcement Services Agreement between the Housing Authority of the City of Madera and the City (Report by Giachino Chiamonte)

RES 24-137 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING A LAW ENFORCEMENT SERVICES AGREEMENT BETWEEN THE HOUSING AUTHORITY OF THE CITY OF MADERA AND THE CITY OF MADERA

B-9 Reimbursement Agreement with Millenium Acquisition, LLC for Public Improvements (Site Plan Review No. 2016-57 MOD, Conditional Use Permits 2016-35, 36 and 37)

Recommendation: Adopt a Resolution Approving Reimbursement Agreement between the City and Millenium Acquisition, LLC, relating to Site Plan Review No. 2016-57 MOD, Conditional Use Permits 2016-35, 36 and 37 (Report by Keith Helmuth)

RES 24-138 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING REIMBURSEMENT AGREEMENT BETWEEN CITY OF MADERA AND MILLENIUM ACQUISITION, LLC, FOR PUBLIC IMPROVEMENTS (SITE PLAN REVIEW NO. 2016-57 MOD AND CONDITIONAL USE PERMITS 2016-35, 36 AND 37)

B-10 Master Agreement Between the Madera County Transportation Commission (MCTC) and the City for Fiscal Year (FY) 2023/2024 Allocation of the Regional Surface Transportation Program (RSTP) Exchange Funding

Recommendation: Adopt a Resolution Approving the Master Agreement between the MCTC and the City for the FY 2023/2024 allocation of RSTP Exchange Funding (Report by Keith Helmuth)

RES 24-139 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING THE MASTER AGREEMENT BETWEEN THE MADERA COUNTY TRANSPORTATION COMMISSION (MCTC) AND THE CITY OF MADERA FOR THE FISCAL YEAR 2023/2024 ALLOCATION OF REGIONAL SURFACE TRANSPORTATION PROGRAM (RSTP) EXCHANGE FUNDING

B-11 Acceptance of Alley Paving Various Locations, City Project No. ALY-01 and City Project No. ALY-03

Recommendation: Adopt a Minute Order Approving:

1. Acceptance of Alley Paving at Various Locations Project, Federal Project No.'s CML 5157(128), City Project No. ALY-01 and CML 5157(122), City Project No. ALY-03 (Project); and
2. The Recording of Notice of Completion; and
3. The release of retention 35 days after recording of the Notice of Completion (Report by Keith Helmuth)

B-12 Amendments to the City of Madera Classification Plan and setting the assigned salary ranges for certain positions

Recommendation: Adopt Resolutions:

1. Amending the City of Madera Classification Plan by adding Computer Technician II and Construction Inspection Supervisor and modifying the class specifications for Computer Technician, Construction Inspector I, and Construction Inspector II; and
2. Setting the assigned salary ranges for the new positions and adopting the revised City of Madera Full Time Salary Schedule effective July 1, 2024 (Report by Wendy Silva)

RES 24-140 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING THE CITY OF MADERA CLASSIFICATION PLAN

RES 24-141 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA SETTING THE ASSIGNED SALARY RANGES FOR CERTAIN CLASSIFICATIONS AND ADOPTING THE CITY OF MADERA FULL TIME SALARY SCHEDULE EFFECTIVE JULY 1, 2024

B-13 Terminate Local Emergency – January 2023 Winter Storms

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

RES 24-142 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, TERMINATING THE DECLARATION PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY – JANUARY 2023 WINTER STORMS IN ACCORDANCE WITH MADERA MUNICIPAL CODE TITLE III, CHAPTER 2

B-14 Terminate local emergencies and need for emergency contracts without competitive bidding for the Avenue 13 sewer trunk main failures of June 3, 2024, and June 10, 2024

Recommendation: Adopt Resolutions in Accordance with Madera Municipal Code Title III, Chapter 2:

1. Terminating the declaration of a local emergency – June 3, 2024, sewer trunk main collapse; and
2. Terminating the declaration of a local emergency – June 10, 2024, sewer trunk main collapse; and
3. Terminating the need for emergency contracts without competitive bidding for emergency repair work on the sewer trunk main collapse sites (Report by Wendy Silva and Keith Helmuth)

RES 24-143 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, TERMINATING THE DECLARATION OF A LOCAL EMERGENCY DUE TO THE JUNE 3, 2024, FAILURE OF THE CITY'S SEWER TRUNK MAIN LINE

RES 24-144 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, TERMINATING THE DECLARATION OF A LOCAL EMERGENCY DUE TO THE JUNE 10, 2024, FAILURE OF THE CITY'S SEWER TRUNK MAIN LINE

RES 24-145 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, TERMINATING THE NEED FOR EMERGENCY CONTRACTS WITHOUT COMPETITIVE BIDDING FOR THE EMERGENCY REPAIRS ON THE AVENUE 13 SEWER TRUNK MAIN COLLAPSE SITES OF JUNE 3, 2024, AND JUNE 10, 2024

B-15 Citizens Academy 2024 - Program Overview and Recognition of Participants

Recommendation: It is recommended that the City Council:

1. Recognize the Participants of Citizens Academy 2024 by Awarding them Certificates of Recognition at the Council Meeting Scheduled for September 18, 2024; and
2. Direct Staff to Prepare the Certificates for the Participants for the Subsequent Meeting (Report by Arnolando Rodriguez)

B-16 Authorization for the City Manager to execute documents related to the Railroad Crossing Elimination (RCE) Grant

Recommendation: Adopt a Resolution Authorizing the City Manager to Execute Documents for the Railroad Crossing Elimination (RCE) Grant (Report by Arnolando Rodriguez)

RES 24-146 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE DOCUMENTS FOR THE RAILROAD CROSSING ELIMINATION (RCE) GRANT

C. WORKSHOP:

C-1 Madera Community College Agave Distillery Program

Recommendation: Informational item regarding the Madera Community College Agave Distillery Program. Discussion led by Madera Community College President Dr. Angel Reyna (Report by Arnolando Rodriguez)

D. PETITIONS, BIDS, RESOLUTIONS, ORDINANCES, AND AGREEMENTS: None

E. ADMINISTRATIVE REPORTS:

E-1 Select Recipients for the Proclamations in the Month of October

Recommendation: Request for Councils Selection of a Recipient for the Proclamation Recognizing Breast Cancer Awareness Month and the Proclamation Recognizing Domestic Violence Awareness Month (Report by Alicia Gonzales)

Council agreed that the proclamation recipient for the Breast Cancer Awareness Month is Caroline Harrow and that the proclamation recipient for the Domestic Violence Awareness Month is CAPMC.

ON MOTION BY COUNCILMEMBER EVANS AND SECONDED BY COUNCILMEMBER MEJIA, ITEM E-1 AS DISCUSSED WAS APPROVED UNANIMOUSLY BY A 7/0 VOTE.

E-2 Update on the City's Sidewalk Replacement Program

Recommendation: Informational item regarding the City's Sidewalk Replacement Program (Report by Ismael Hernandez)

F. FUTURE AGENDA ITEMS:

This portion of the meeting is reserved (i) to initiate new matters and to request updates, and (ii) and to initiate new agenda items. No single item may exceed one minute. All votes shall be conducted electronically, with the results announced by the Chair. If voting is not available by electronic methods, another method may be used by the Chair unless otherwise determined by a majority of the Councilmembers present. Under this section the Council may take action only on items specifically agendized and which meet other requirements for action.

No items were presented. Future Agenda Items was closed.

G. COUNCILMEMBER COMMUNICATIONS (REPORTS/ANNOUNCEMENTS):

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, and (ii) to make announcements.

Mayor Pro Tem Gallegos thanked staff for their timely action in addressing water leaks and asked the public for a little patience as staff is aware and are working on them. She also mentioned that the Madera District Fair is in town and invited everyone to attend.

Councilmember Rodriguez had nothing to report.

Councilmember Montes gave a shout out to staff as he has been submitting requests through the portal and staff has been responding in a timely manner.

Councilmember Evans thanked staff, Councilmembers and the City of Madera for their hard work especially regarding the homeless issue and the river.

Councilmember Mejia mentioned that the Madera Community College will be holding a public forum on September 17th which addresses fake news and voting on the upcoming election.

Councilmember Villegas had nothing to report.

Mayor Garcia mentioned that he and City Manager Arnoldo Rodriguez were invited by MCH CEO Steve Stark to tour Madera Community Hospital as it undergoes remodeling and renovations. Mayor Garcia is not sure of an opening date but MCH has an application portal in place, so he looks forward to their opening as the City of Madera is in need of a hospital and healthcare.

H. CLOSED SESSION: None

The Special Meeting agenda item was considered next.

A. CLOSED SESSION:

A-1 Conference with Labor Negotiators pursuant to Government Code §54957.6

Agency Designated Arnoldo Rodriguez, Michael Lima, and Wendy Silva
Representatives:


Employee Organizations: Madera Police Officers' Association

City Attorney Shannon Chaffin made the closed session announcement at 7:03 p.m. Mr. Chaffin and Council returned from Closed Session at 7:34 p.m. Mr. Chaffin stated there was no reportable action.

ADJOURNMENT: Both meetings were adjourned at 7:35 p.m.


ALICIA GONZALES, City Clerk


SANTOS GARCIA, Mayor


MINUTES PREPARED BY
ZELDA LEÓN, Deputy City Clerk

