

Item:	B-1
Minutes for:	08/07/19
Adopted:	09/04/19

**MINUTES OF A REGULAR MEETING OF THE MADERA CITY COUNCIL AND
SPECIAL MEETING OF THE MADERA CITY COUNCIL AS THE GROUNDWATER SUSTAINABILITY AGENCY**

**August 7, 2019
6:00 p.m.**

**Council Chambers
City Hall**

CALL TO ORDER – The meeting was called to order at 6:00 p.m.

ROLL CALL:

Present: Mayor Andrew J. Medellin
Mayor Pro Tem Steve Montes, District 3
Council Member Cece Foley Gallegos, District 1
Council Member Jose Rodriguez, District 2
Council Member Derek O. Robinson Sr., District 4
Council Member Santos Garcia, District 5
Council Member Donald E. Holley, District 6

Absent: None.

Others present were City Manager Arnolando Rodriguez, Interim City Attorney Hilda Montoy Cantu, Interim City Clerk Claudia Mendoza, Chief of Police Dino Lawson, Assistant Fire Chief Matt Watson, Interim Finance Director Susan O'Haro, City Engineer Keith Helmuth, Chief Building Official Steve Woodworth, Information Services Manager Mark Souders, Parks and Public Works Operations Director John Scarborough, Grant Administrator Ivette Iraheta, Commander Gino Chiaramonte, Director of Human Resources Wendy Silva, Police Sergeant Tom Burns, Police Officer Robert Hill, Police Sergeant Felix Gonzales, Police Clerk Tara Maggiore, Police Clerk Melba Rangel, Police Property and Evidence Officer Karen Burns, Police Property and Evidence Officer Paige Gacayan, and Police Corporal Brent Cederquist.

INVOCATION: Pastor Roger Leach, Valley West Christian Center

PLEDGE OF ALLEGIANCE: Mayor Medellin

APPROVAL OF AGENDA

ON MOTION BY COUNCIL MEMBER RODRIGUEZ AND SECONDED BY COUNCIL MEMBER GALLEGOS, THE AGENDA WAS APPROVED BY A VOTE OF 7/0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS MONTES, GALLEGOS, RODRIGUEZ, ROBINSON, GARCIA, AND HOLLEY. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

PUBLIC COMMENT

The first fifteen 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 comment. 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.

Brent Cederquist President of Madera Police Officer's Association stated he is proud to be a part of Madera Police Department. They are dedicated, experienced, and well trained. There are positive changes going on in Madera. If Madera Police Department, community members, and the City Council work together they will continue to grow.

Khalid Chaudry expressed his disappointment with the Governance Workshop on July 31, 2019.

No other comments given.

Mayor Medellin recessed the Regular Meeting of the Madera City Council and Special Meeting of Madera City Council as the Groundwater Sustainability Agency at 6:10 p.m. and he handed the meeting over to Chairperson Gallegos to open the Special Meeting of the Housing Authority.

Housing Authority Chairperson Gallegos opened the Special Meeting of the Housing Authority of the City of Madera, calling for items as listed on the agenda. The Housing Authority meeting was adjourned at 6:22 p.m.

Mayor Medellin reconvened the Regular Meeting of the Madera City Council and Special Meeting of Madera City Council as the Groundwater Sustainability Agency at 6:23 p.m.

PRESENTATIONS

1. Road to 2020 Census (Presentation by Leticia Medina, Partnership Specialist for the US Census Bureau)

Leticia Medina with the US Census Bureau presented report.

INTRODUCTIONS: None.

A. WORKSHOP

- A-1 City Energy Program and Development Update at City Facilities in Partnership with ENGIE

Ashu Jain with ENGIE Services presented report.

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 COUNCIL MEMBER GALLEGOS, AND SECONDED BY COUNCIL MEMBER ROBINSON, THE CONSENT CALENDAR, WAS ADOPTED BY A VOTE OF 7/0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS MONTES, GALLEGOS, RODRIGUEZ, ROBINSON, GARCIA, AND HOLLEY. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

- B-1 Minutes – 06/26/2019
- B-2 Informational Report on Register of Audited Demands (Report by Susan O’Haro)
- B-3 Water Conservation Report for June 17, 2019 through July 21, 2019 (Report by John Scarborough)
- B-4 Informational Report on Personnel Activity (Report by Wendy Silva)
- B-5 Consideration of a Minute Order Confirming a Request for Restitution to Madera County Probation Department in the Amount of \$12,266 for Costs Associated with Graffiti Removal (Report by Wendy Silva)
- B-6 Consideration of a Minute Order Rejecting a Claim Filed by Robert Gonzalez (Report by Wendy Silva)
- B-7 Consideration of a Resolution Approving Written Request by the Madera Sunrise Rotary Club 587 Seeking Council Approval to Cover Cost of Police and Public Works Fees of \$2,823.00 in Conjunction with the Old Timers’ Day Parade Scheduled to be Held on September 28, 2019 (Report by Dino Lawson)

RES. NO. 19-116 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA WAIVING THE FEES TO COVER COSTS OF POLICE, PUBLIC WORKS, AND PARK FEES RELATING TO OLD TIMERS PARADE FOR MADERA SUNRISE ROTARY CLUB 587 IN THE AMOUNT OF \$2,823.00

B-8 Consideration of a Minute Order Authorizing Submittal of the Parade Entry Form and Authorizing the Mayor to Sign the Hold Harmless Agreement for Council Participation in the Old Timers’ Day Parade Scheduled for September 28, 2019 (Report by Claudia Mendoza)

B-9 Consideration of a Resolution Approving an Aerial to Underground Conversion Agreement with Pacific Bell Telephone Company, DBA AT&T California, for the Olive Avenue Widening Project and Authorizing Payment for Estimated Costs in the Amount of \$107,999.56 (Report by Keith Helmuth)

RES. NO. 19-117 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING AN AERIAL TO UNDERGROUND CONVERSION AGREEMENT WITH PACIFIC BELL TELEPHONE COMPANY OBA AT&T CALIFORNIA FOR THE OLIVE AVENUE WIDENING PROJECT AND AUTHORIZING PAYMENT FOR ESTIMATED COSTS IN THE AMOUNT OF \$107.999.56

B-10 Consideration of a Resolution Approving the Master Agreement Between the Madera County Transportation Commission and the City of Madera for the Fiscal Year 2018-2019 Allocation of Regional Surface Transportation Program Exchange Funding in the Amount of \$797,111 (Report by Keith Helmuth)

RES. NO. 19-118 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING THE MASTER AGREEMENT BETWEEN THE MADERA COUNTY TRANSPORTATION COMMISSION AND THE CITY OF MADERA FOR THE FISCAL YEAR 2018/2019 ALLOCATION OF REGIONAL SURFACE TRANSPORTATION PROGRAM EXCHANGE FUNDING

B-11 Consideration of a Resolution Approving an Agreement with Municipal Solutions, LLC, for Interim Professional Management Services and Authorizing the City Manager to Execute Interim Assignment Exhibits As Needed for Individual Engagements (Report by Wendy Silva)

RES. NO. 19-119 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING AGREEMENT WITH MUNICIPAL SOLUTIONS, LLC, FOR INTERIM PROFESSIONAL MANAGEMENT SERVICES, AUTHORIZING THE CITY MANAGER TO EXECUTE INTERIM ASSIGNMENT EXHIBITS AS NEEDED FOR INDIVIDUAL ENGAGEMENTS, AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT

B-12 Consideration of the Block Grant Commission (BGC) Revised Allocations and Adoption of Resolutions Approving 2019/2020 Community Development Block Grant (CDBG) Action Plan Agreements with Subrecipients for Services, Totaling \$663,004, as Follows:

A. The Madera Rescue Mission to Provide Services to Homeless Persons (\$30,000)

RES. NO. 19-120 A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF MADERA, CALIFORNIA, APPROVING A 2019/2020 COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT FOR SERVICES (\$30,000) WITH THE MADERA RESCUE MISSION

B. Big Brothers Big Sisters of Central California for the High School Bigs Program (\$10,000) (Report by Ivette Iraheta)

RES. NO. 19-121 A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF MADERA, CALIFORNIA, APPROVING A 2019/2020 COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT FOR SERVICES (\$10,000) WITH BIG BROTHERS BIG SISTERS OF CENTRAL CALIFORNIA FOR THE HIGH SCHOOL BIGS PROGRAM

C. Doors of Hope to Provide Services for Pregnancy Care Center to Provide Counseling and Parent Education (\$10,000)

RES. NO. 19-122 A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF MADERA, CALIFORNIA, APPROVING A 2019/2020 COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT FOR SERVICES (\$10,000) WITH DOORS OF HOPE

D. Pequeños Empresarios to Provide Early Childhood Mentoring in Work, Life, Nutrition, Finance and Environmental Awareness (\$10,000)

RES. NO. 19-123 **A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF MADERA, CALIFORNIA, APPROVING A 2019/2020 COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT FOR SERVICES (\$10,000) WITH PEQUENOS EMPRESARIOS**

E. Habitat for Humanity to Provide Low- to Moderate-Income Owner-Occupied Residential Rehabilitation (\$181,500)

RES. NO. 19-124 **A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF MADERA, CALIFORNIA, APPROVING A 2019/2020 COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT FOR SERVICES (\$181,500) WITH HABITAT FOR HUMANITY GREATER FRESNO AREA**

F. The City of Madera Engineering Department to Provide Sidewalk Improvements on Lilly Street and Vineyard Avenue (\$103,615)

RES. NO. 19-125 **A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF MADERA, CALIFORNIA, APPROVING A 2019/2020 COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT FOR SERVICES (\$103,615) WITH THE CITY OF MADERA ENGINEERING DEPARTMENT**

G. The City of Madera Engineering Department to Provide Sidewalk Improvements on Maple Street, Stadium Road, Monterey Street and Santa Cruz Street (\$317,889)

RES. NO. 19-126 **A RESOLUTION OF THE CITY COUNCIL, OF THE CITY OF MADERA, CALIFORNIA, APPROVING A 2019/2020 COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT FOR SERVICES (\$317,889) WITH THE CITY OF MADERA ENGINEERING DEPARTMENT**

B-13 Consideration of a Resolution Approving Fiscal Year 2018/2019 Budget Amendments in the Transportation Budgets as follows: (Report by Ivette Iraheta)

A. Increase Dial-a-Ride Contracted Services Appropriation by \$50,000, to Cover Costs Associated with Operations of the Dial-A-Ride Services

B. Increase Fixed Route Contracted Services Appropriations by \$100,000 to Cover Costs Associated with Providing Fixed-Route Services Including Expansion to Madera Community College Center

RES. NO. 19-127 **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING FISCAL YEAR 2018/2019 BUDGET AMENDMENTS IN THE TRANSPORTATION BUDGETS: DIAL-A-RIDE AND FIXED ROUTE BUDGETS TO FULFILL TRANSIT OPERATIONS EXPENDITURES**

C. HEARINGS, PETITIONS, BIDS, RESOLUTIONS, ORDINANCES, AND AGREEMENTS

C-1 Public Hearing and Consideration of a Resolution Adopting the 2018 Madera County Integrated Regional Water Management Plan (IRWMP) Proposition 1 Update (Report by Keith Helmuth)

City Engineer Keith Helmuth presented report.

ON MOTION BY COUNCIL MEMBER MONTES, AND SECONDED BY COUNCIL MEMBER ROBINSON, ITEM C-1, RES NO. 19-128, WAS ADOPTED BY A VOTE OF 7/0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS MONTES, GALLEGOS, RODRIGUEZ, ROBINSON, GARCIA, AND HOLLEY. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

RES. NO. 19-128 A RESOLUTION OF THE COUNCIL OF THE CITY OF MADERA, CALIFORNIA, ADOPTING THE 2018 MADERA INTEGRATED REGIONAL WATER MANAGEMENT PLAN PROPOSITION 1 UPDATE

C-2 Consideration of a Resolution Approving the Award for Sunset Ave Sidewalk and Safety Improvements Pine Street to Double Tree Way, Federal Project No. HSIPL – 5157 (111), City Project No. R-66 (RE-BID), in the Amount of \$408,341.05 to Clean Cut Landscape, Inc., and Authorizing the Mayor to Execute the Agreement (Report by Keith Helmuth)

City Engineer Keith Helmuth presented report.

ON MOTION BY COUNCIL MEMBER RODRIGUEZ, AND SECONDED BY COUNCIL MEMBER ROBINSON, ITEM C-2, RES NO. 19-129, WAS ADOPTED BY A VOTE OF 7/0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS MONTES, GALLEGOS, RODRIGUEZ, ROBINSON, GARCIA, AND HOLLEY. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

RES. NO. 19-129 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING THE AWARD FOR SUNSET AVE SIDEWALK AND SAFETY IMPROVEMENTS PINE STREET TO DOUBLE TREE WAY, FEDERAL PROJECT NO. HSIPL – 5157 (111), CITY PROJECT NO. R-66 (RE-BID), IN THE AMOUNT OF \$408,341.05 TO CLEAN CUT LANDSCAPE, INC., AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT

C-3 Consideration of a Resolution Approving an At-Will Employment Agreement with Alicia Gonzales to Serve as City Clerk of the City of Madera (Report by Wendy Silva)

Director of Human Resources Wendy Silva presented report.

ON MOTION BY COUNCIL MEMBER MONTES, AND SECONDED BY COUNCIL MEMBER RODRIGUEZ, ITEM C-3, RES NO. 19-130, WAS ADOPTED BY A VOTE OF 7/0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS MONTES, GALLEGOS, RODRIGUEZ, ROBINSON, GARCIA, AND HOLLEY. NOES: NONE. ABSENT: NONE. ABSTAIN: NONE.

RES. NO. 19-130 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING AN AT-WILL EMPLOYMENT AGREEMENT WITH ALICIA GONZALES TO SERVE AS CITY OF MADERA CITY CLERK AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT

D. **WRITTEN COMMUNICATIONS:** None.

E. **ADMINISTRATIVE REPORTS:** None.

F. **COUNCIL REPORTS**

Council Member Garcia stated he has volunteered as a resident of Madera to participate in the Census. Participation is very important to in making ourselves count.

Council Member Garcia also reported he participated in the National Night Out event.

Council Member Holley reported it is his seventh year he has attended National Night Out.

Council Member Holley also reported he and the Mayor attended the banquet that South East Garden Club held last weekend. The Mayor represented the City well.

Council Member Holley mentioned his church will hold a service at McNally Park on Sunday August 18th. Service will begin at 10:00 a.m.

Council Member Rodriguez thanked Madera Police Department, Code Enforcement, and all staff for participating in National Night Out. It was a great event.

Council Member Rodriguez added it is important to start looking into energy. He would like the CCA to be brought back to the council as a future item for discussion. Mayor Medellin agreed and stated we need to prioritize what workshops are presented to the council.

Mayor Pro-Tem Montes thanked everyone who participated in the National Night Out event.

Mayor Medellin thanked everyone involved with National Night Out. It was a fantastic evening. There were about 30 neighborhoods around the City that participated. Kids and families love Madera Police Department. However, due to the heat, we are considering moving next year's event to October.

G. CLOSED SESSION

G-1 Closed Session Announcement – City Attorney

Council adjourned to Closed Session at 7:37 p.m.

G-2 Conference with Labor Negotiators pursuant to Government Code §54957.6
Agency Designated Representatives: Arnoldo Rodriguez, Wendy Silva, & Che Johnson

Employee Organizations: General Bargaining Unit
 Madera Police Officers' Association
 Mid-Management Employee Group
 Law Enforcement Mid-Management Group

G-3 Conference with Legal Counsel – Existing Litigation. Subdivision (d)(1) of Government Code §54956.9
One Case: Frank Loduca v. City of Madera

G-4 Conference with Legal Counsel – Anticipated Litigation: Significant Exposure to Litigation Pursuant to Government Code §54956.9(d)(2)
One Case

G-5 Conference with Real Property Negotiators-Pursuant to Government Code § 54956.8
Property: 1 Parcel
City of Madera: APN: 012-043-003
Agency Negotiators: Keith Helmuth, Christian Bach
Negotiating Party: Gus' Food Locker, A Partnership of Augustine Sambueso, Jr and Donald Sambueso
Under Negotiations: Price and Terms

G-6 Closed Session Report – City Attorney

Council Member Holley left at 10:38 p.m.

Mayor Medellin, Council Members Montes, Gallegos, Rodriguez, Robinson, and Garcia returned from closed session at 10:43 p.m.

Interim City Attorney reported that City Council confirmed a prior approval of a settlement in the amount of \$7,500.00 to Plaintiff Frank Loduca. No other reportable action was taken.

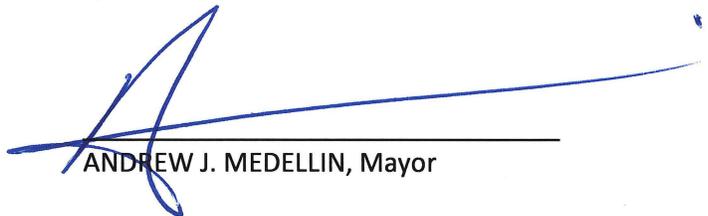
ADJOURNMENT – The meeting was adjourned at 10:44 p.m. Next regular meeting August 21, 2019

CONSISTENCY WITH THE VISION MADERA 2025 PLAN

Approval of the minutes is not addressed in the vision or action plans; the requested action is also not in conflict with any of the actions or goals contained in that plan.



ALICIA GONZALES, City Clerk



ANDREW J. MEDELLIN, Mayor



Prepared by:
Claudia Mendoza, Deputy City Clerk

