



**REGULAR MEETING  
OF THE MADERA CITY COUNCIL**  
205 W. 4<sup>th</sup> Street, Madera, California 93637

**NOTICE AND AGENDA**

**Wednesday, October 17, 2018  
6:00 p.m.**

**Council Chambers  
City Hall**

**CALL TO ORDER**

**ROLL CALL: Mayor Andrew J. Medellin  
Mayor Pro Tem Jose Rodriguez, District 2  
Council Member Cece Gallegos, District 1  
Council Member William Oliver, District 3  
Council Member Derek O. Robinson Sr., District 4  
Council Member Charles F. Rigby, District 5  
Council Member Donald E. Holley, District 6**

**INVOCATION: Pastor David Votaw, Harvest Community Church**

**PLEDGE OF ALLEGIANCE:**

**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 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.

**PRESENTATIONS Mid Valley Disposal 2018 First and Second Quarter Reports (Annette Kwock)**

**INTRODUCTIONS None.**

**A. WORKSHOP**

There are no items for this section.

**B. CONSENT CALENDAR**

- B-1 Minutes – 10/04/17, 09/06/18
- B-2 Warrant Disbursement Report 9/25/18 – 10/08/18 (Report by Tim Przybyla)
- B-3 Water Conservation Report for 8/20/18 – 9/23/18 (Report by John Scarborough)
- B-4 Consideration of a Resolution Approving an Agreement with Live Oak Associates, Inc. for On-Call Professional Environmental Services to the City of Madera for Routine Maintenance of City-owned Bridges along the Fresno River and Authorizing the Mayor to Execute the Agreement (Report by Keith Helmuth)
- B-5 Consideration of a Resolution Approving Amendment No. 1 to the Agreement for Services for the 2018/2019 Community Development Block Grant Pomona Ranch Homeless Housing Project (Report by Ivette Iraheta)
- B-6 Consideration of a Resolution Approving the Program Supplement Agreement No. 059-F for the Purchase of One Diesel PM Certified Street Sweeper, State Project Number CMLNI 5157 (105) and Authorizing the City Engineer to Execute the Program Supplement Agreement No. 059-F on Behalf of the City (Report by Keith Helmuth)
- B-7 Consideration of a Resolution Approving an Agreement with 2ndnature Software Inc. for Software Service for Storm Water Quality Management and Authorizing the Mayor to Execute the Agreement (Report by Keith Helmuth)
- B-8 Consideration of a Resolution Approving an Agreement with Pitney Bowes for Lease of Mail Processing Equipment and Authorizing the Mayor to Execute the Agreement and Related Documents (Report by Rosa Hernandez)
- B-9 Consideration of a Resolution Approving the Revised Contract with Krazan & Associates, Inc., for On-Demand Testing Services not to Exceed \$25,000 for the Madera Transit Center City Project No. Trans-1, and Authorizing the Mayor to Execute the Contract on Behalf of the City and Rescinding Resolution No. 18-174 (Report by Keith Helmuth)
- B-10 Consideration of a Resolution Ratifying the Adoption of Chapter 10 of the Local Assistance Procedures Manual (LAPM) (Report by Keith Helmuth)

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

- C-1 Consideration of a Resolution Setting a Public Hearing to Determine Whether the Public Interest and Necessity, Safety or Welfare Require the Formation of Rule 20B Underground Utility District No. 19 in Designated Real Property Located within and Adjacent to the Olive Avenue Widening Project from Gateway Drive to Knox Street (Report by Keith Helmuth)
- C-2 Public Hearing and Consideration of Introduction of an Ordinance Amending Subsection B of Section 3-5.08 of Chapter 5 of Title III of the Madera Municipal Code Relating to Speed Limits in Certain Zones (Report by Keith Helmuth)
- C-3 Consideration of a Resolution Approving a Program Development Agreement Between the City of Madera and ENGIE Services U.S. Inc. for the Preparation of an Integrated Energy Assessment and Identification of Energy Conservation Measures and Authorizing the Mayor to Execute the Agreement (Report by David Merchen)

- C-4 Consideration of a Resolution Approving the Award of Contract for Fire Station No. 58 Fire Station Construction Northwest City Project No. FD-00002 in the Amount of \$6,568,364.60 to Davis Moreno Construction, Inc., Authorizing Construction Contingencies of Up to 10% and Construction Inspection and Management of Up to 5%, and Authorizing the Mayor to Execute the Contract on Behalf of the City; and

Consideration of a Resolution Approving a Contract with Moore Twining Associates, Inc., for On-Demand Testing Services not to Exceed \$35,000 for Fire Station No. 58 Fire Station Construction Northwest City Project No. FD-00002, and Authorizing the Mayor to Execute the Contract on Behalf of the City (Report by Keith Helmuth)

- C-5 Consideration of a Resolution Approving a Fifth Amendment to the City Attorney At-Will Employment Agreement and Authorizing the Mayor to Execute the Amendment (Report by Wendy Silva)

**D. WRITTEN COMMUNICATIONS**

There are no items for this section.

**E. ADMINISTRATIVE REPORTS**

There are no items for this section.

**F. COUNCIL REPORTS**

**G. CLOSED SESSION**

- G-1 Closed Session Announcement – City Attorney

- G-2 Conference with Legal Counsel – Pending Litigation pursuant to Government Code §54956.9(d)(1) - 1 case: Johnnie Smith WCAB No. ADJ10868300

- G-3 Conference with Legal Counsel – Anticipated Litigation. Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9 - 1 potential case.

- G-4 Conference with Labor Negotiators Pursuant to Government Code §54957.6

Agency Designated Representatives: Steve Frazier, Wendy Silva  
Unrepresented Positions: City Manager, City Attorney and City Clerk

- G-5 Closed Session Report – City Attorney

**ADJOURNMENT** – Next regular meeting November 7, 2018

*[Continued on next page.]*

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- 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 1<sup>st</sup> and 3<sup>rd</sup> Wednesday of each month at 6:00 p.m. in the Council Chambers at City Hall.
  - Any writing related to an agenda item for the open session of this meeting distributed to the City Council less than 72 hours before this meeting is available for inspection at the City of Madera Office of the City Clerk, 205 W. 4<sup>th</sup> Street, Madera, California 93637 during normal business hours.
  - The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Request for additional accommodations for the disabled, signers, assistive listening devices, or translators needed to assist participation in this public meeting should be made at least seventy-two (72) hours prior to the meeting. Please call the Human Resources Office at (559) 661-5401. Those who are hearing impaired may call 711 or 1-800-735-2929 for TTY Relay Service.
  - 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, Sonia Alvarez, 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 October 17, 2018, near the front entrances of City Hall at 4:30 p.m. on October 11, 2018.

  
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Sonia Alvarez, City Clerk