



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

**NOTICE AND AGENDA**

**Wednesday, September 19, 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 Tim McGraw, Yosemite Christian Center**

**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**

1. Madera Noon Rotary Presentation of a Mini Grant to City of Madera
2. Proclamation Recognizing Old Timers' Week

**INTRODUCTIONS There are no introductions.**

**A. WORKSHOP**

There are no items for this section.

**B. CONSENT CALENDAR**

- B-1 Minutes – There are no minutes for consideration.
- B-2 Warrant Disbursement Report 8/29/18 – 9/10/18 (Report by Tim Przybyla)
- B-3 Consideration of a Resolution Approving a Lease Agreement and Memorandum of Lease with AT&T Wireless for Antenna Space on the Madera Loy E Cook Water Tower and for an Equipment Pad Location on the Grounds Below the Water Tower and Authorizing the Mayor to Execute the Agreement on Behalf of the City (Report by Mark Souders)
- B-4 Consideration of a Resolution Approving the Award of Contract for Madera Transit Center City Project No. Trans-1, in the Amount of \$3,838,500 to BMY Construction Group, Inc., Authorizing Construction Contingencies of Up to 10%, Construction Inspection and Management of Up to 10%, and Authorizing the Mayor to Execute the Contract on Behalf of the City; and  
  
Consideration of a Resolution Approving a 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 (Report by Keith Helmuth)
- B-5 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)
- B-6 Consideration of a Resolution Authorizing Participation in the State Interagency Intercept Collections Program and Authorizing the Mayor to Execute the Intent to Participate and Any and All Documents Necessary to Facilitate Participation in the Program (Report by Brent Richardson)
- B-7 Consideration of a Minute Order Acceptance of the Construction of Well – 27 Pipeline Outfall Extension Southwest Corner of Almond Ave. & Pine St. City Project No. W 17-03 (Report by Keith Helmuth)
- B-8 Consideration of a Resolution Approving a Master Agreement with California Surveying and Drafting Supply, Inc. for Virtual Surveying Network Services for Surveying Various City Projects, and Authorizing the Mayor to Execute the Master Agreement (Report by Keith Helmuth)

- B-9 Consideration of a Resolution Approving an Agreement with the Fresno-Madera Area Agency on Aging (FMAAA) for Fiscal Year 2018-19 for **Site Management** and Authorizing the Mayor to Execute the Agreement on Behalf of the City and Rescinding Resolution No. 18-132; and
- Consideration of a Resolution Approving an Agreement with the Fresno-Madera Area Agency on Aging (FMAAA) for Fiscal Year 2018-19 for the **Transportation Program** and Authorizing the Mayor to Execute the Agreement on Behalf of the City and Rescinding Resolution No. 18-133 (Report by Mary Anne Seay)
- B-10 Consideration of a Resolution Approving a Deed Granting a Public Utility Easement at the Madera Transit Facility, Located on Parcel 11, Freedom Industrial Park Subdivision, Authorizing the Mayor to Execute the Deed, Accepting the Public Utility Easement on Behalf of the City and Authorizing the City Clerk to Execute a Certificate of Acceptance (Report by Keith Helmuth)
- B-11 Consideration of a Written Request by the Madera High School Seeking Council Approval to Waive Permit Fees and Cover the Cost of Police and Public Works Efforts in Association with Their Homecoming Parade and Request for the City to Pay \$1,500 towards the Rental of Barricades (Report by Dan Foss)
- B-12 Consideration of a Written Request by the Madera South High School Seeking Council Approval to Waive Permit Fees and Cover the Cost of Police and Public Works Efforts in Association with their Homecoming Parade and Request for the City to Pay \$1,200 Towards the Rental of Barricades (Report by Dan Foss)
- B-13 Consideration of a Resolution Naming the Youth Leadership Institute as the Youth-Serving Organization as Called Out in the City Ordinance Pertaining to the City-Wide Madera Youth Commission (Report by Mary Anne Seay)
- B-14 Consideration of Resolution Approving an Agreement between the Union Pacific Railroad Company and the City of Madera for Crossing Improvements at Pine Street, DOT # 760993J, and Authorizing the Mayor to Execute the Agreement (Report by Keith Helmuth)
- B-15 Consideration of Resolution Approving an Agreement between the Union Pacific Railroad Company and the City of Madera for Crossing Improvements at N. Gateway Drive, DOT # 760983D, and Authorizing the Mayor to Execute the Agreement (Report by Keith Helmuth)

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

- C-1 Public Hearing and Consideration of Introduction of an Ordinance Rezoning Four Parcels Located in Proximity to the Intersection of North C Street and East 5th Street (121, 125, 200 and 204 North C Street) from the PF (Public Facilities) and the C1 (Light Commercial) Zone Districts to the PD-1500 (Planned Development) Zone District; and
- Consideration of Adoption of a Resolution Amending the General Plan Land Use Map for Four Parcels Located in Proximity to the Intersection of North C Street and East 5th Street (121, 125, 200 and 204 North C Street), Changing the General Plan Land Use Designations from the P&SP (Public and Semi-Public) and C (Commercial) to the HD (High Density) Land Use Designation (APNs: 007-082-004 and 005, 007-112-014 and 015) (Report by Chris Boyle)
- C-2 Public Hearing and Consideration of a Resolution Approving the 2017/2018 Community Development Block Grant Consolidated Annual Performance and Evaluation Report and Financial Summary (Report by Ivette Iraheta)

- C-3 Consideration of:
- (1) A Resolution Adopting a Boundary Map Showing the Territory Proposed for Annexation to City of Madera Community Facilities District No. 2005-01; and
  - (2) A Resolution Declaring the City's Intention to Authorize the Annexation of Territory into City of Madera Community Facilities District No. 2005-01 (Report by Chris Boyle)

**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) - 3 cases: Sean Plymale WCAB No. ADJ11377698, William Spears WCAB No. ADJ10756443, Jerry Smith WCAB No. ADJ10567884

G-3 Conference with Labor Negotiators Pursuant to Government Code §54957.6

Agency Designated Representatives: Steve Frazier, Wendy Silva

Unrepresented Positions:

City Clerk, City Administrator/City Manager, City Attorney, Planning Manager, Director of Community Development, Police Chief, Grant Administrator, City Engineer, Information Services Manager, Director of Parks & Community Services, Chief Building Official, Director of Financial Services, Public Works Operations Director and Director of Human Resources

G-4 PUBLIC EMPLOYEE APPOINTMENT – Pursuant to Government Code Section 54957(b)(1)

Title: City Manager

G-5 Closed Session Report – City Attorney

**ADJOURNMENT** – Next regular meeting October 3, 2018

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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 September 19, 2018, near the front entrances of City Hall at 5:00 p.m. on September 13, 2018.

  
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Sonia Alvarez, City Clerk