

REGULAR MEETING OF THE MADERA CITY COUNCIL

205 W. 4th Street, Madera, California 93637

NOTICE AND AGENDA

Wednesday, November 1, 2017
6:00 p.m.

Council Chambers
City Hall

CALL TO ORDER

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

INVOCATION: Pastor Sammie Neely, Mount Zion Baptist 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.

A. WORKSHOP

There are no items for this section.

B. CONSENT CALENDAR

B-1 Minutes – 12/07/16, 1/04/17, 2/01/17

B-2 Information Only – Warrant Disbursement Report

B-3 Bi-Weekly Water Conservation Report for 10/09/17 - 10/22/17 (Report by Dave Randall)

- B-4 Consideration of a Resolution Authorizing the Use of Unmanned Aircraft Systems (Report by Wendy Silva)
- B-5 Consideration of a Resolution Approving an Increase in Water Conservation Rebates (Report by Dave Randall)
- B-6 Consideration of a Minute Order Declaring Certain Property to be Surplus (Report by Rosa Hernandez)
- B-7 Consideration of a Resolution of the City Council of the City of Madera Adopting the November 2017 City of Madera Investment Policy (Report by Tim Przybyla)

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

- C-1 Public Hearing and Consideration of Introduction of an Ordinance Deleting in its Entirety Title X, Chapter 3, Section 513 (Secondary Dwelling Units) of the Madera Municipal Code and Replacing it with Title X, Chapter 3, Section 513 (Accessory Dwelling Units), and Amending Subsection 10-3.504.1 (R; Uses Allowed With Zoning Administrator Permit) in order to Address Recently Adopted State Laws, AB 2299 (Bloom) and SB 1069 (Wieckowski) (Report by Chris Boyle)
- C-2 Public Hearing and Consideration of Introduction of an Ordinance Rezoning Approximately 7,500 Square Feet Located on the West Side of North K Street, North of its Intersection with West Yosemite Avenue (118 North K Street) from the R2 (Medium Density Residential) to the R3 (High Density Residential) Zone District; and

Consideration of a Resolution Amending the General Plan Land Use Designation on Approximately 7,500 Square Feet Located on the West Side of North K Street, North of its Intersection with West Yosemite Avenue (118 North K Street) from the LD (Low Density Residential) Land Use Designation to the HD (High Density Residential) Land Use Designation (APN: 010-081-002) (Report by Chris Boyle)

D. WRITTEN COMMUNICATIONS

There are no items for this section.

E. ADMINISTRATIVE REPORTS

- E-1 Consideration of a Proposal to Enter into a Grant Agreement with the Madera Unified School District for a Water Conservation Pilot Program to Install Central Capable Smart Irrigation Controllers (Report by Dave Randall)

F. COUNCIL REPORTS

G. CLOSED SESSION

- G-1 Closed Session Announcement – City Attorney
- G-2 PERSONNEL EVALUATION--Pursuant to Government Code §54957

Position: City Clerk

- G-3 Conference with Legal Counsel – Pending Litigation pursuant to Government Code §54956.9(d)(1)-1 case: Jason Valdez WCAB No. ADJ10713754
- G-4 Conference with Labor Negotiators pursuant to Government Code §54957.6
Agency Designated Representatives: David Tooley & Wendy Silva
Employee Organizations: Operating Engineers Local Union No. 3
- G-5 Closed Session Report – City Attorney

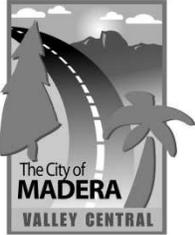
ADJOURNMENT – Next regular meeting November 15, 2017

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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 1st and 3rd 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. 4th 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 November 1, 2017, near the front entrances of City Hall at 4:00 p.m. on October 26, 2017.



Sonia Alvarez, City Clerk



**MINUTES OF A REGULAR MEETING
OF THE MADERA CITY COUNCIL
CITY OF MADERA, CALIFORNIA**

**December 7, 2016
6:00 p.m.**

**Council Chambers
City Hall**

CALL TO ORDER

The regular meeting of the Madera City Council for 12/07/16 was called to order by Mayor Poythress at 6:00 p.m.

ROLL CALL:

Present:

**Mayor Robert L. Poythress
Mayor Pro Tem Charles F. Rigby
Council Member/Mayor Elect Andrew J. Medellin
Council Member/Council Member Elect Donald E. Holley
Council Member/Council Member Elect Derek O. Robinson Sr.
Council Member William Oliver
Council Member Cece Foley Gallegos
Council Member Elect Jose Rodriguez**

Others present were City Administrator David Tooley, City Attorney Brent Richardson, City Clerk Sonia Alvarez, City Engineer Keith Helmuth, Director of Human Resources Wendy Silva, Planning Manager Chris Boyle, Director of Financial Services Tim Przybyla, Fire Chief David Allen, Police Chief Steve Frazier, Parks and Community Services Director Mary Anne Seay, Public Works Operations Director David Randall, Community Development Director David Merchen, Grants Administrator Ivette Iraheta, Chief Building Official Steve Woodworth, Redevelopment Manager Bob Wilson, Battalion Chief Jim Forga, Commander Dino Lawson.

INVOCATION:

Pastor Lance Leach, Valley West Christian Center

Pastor Leach stated he was blessed when he talked to Mayor Pro Tem Rigby today to find out what was going on tonight. He signed up for this a long time ago. Pastor Leach stated that on behalf of Madera Ministry Association which he represents tonight, he thanked Mayor Poythress for all the time he's put in and the great relationship that they've had with him. They look forward to working with him at the Board of Supervisors and they appreciate all he's done.

Pastor Leach stated it was a privilege tonight. Andrew Medellin is a good friend. He is so proud of him and so glad he gets to do this this evening.

Pastor Leach congratulated Council Members Elect Donald Holley, Derek Robinson and Jose Rodriguez.

Pastor Leach stated Council Member Foley Gallegos & Mayor Pro Tem Rigby are a lot of problems for them all the time but they love them and Council Member Oliver as well.

Pastor Leach proceeded with the invocation.

PLEDGE OF ALLEGIANCE: Mayor Poythress led in the 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.

Mayor Poythress opened public comments. No comments were made.

Mayor Poythress called on the City Clerk for a late distribution announcement.

City Clerk Sonia Alvarez announced that pursuant to Government Code Section 54957, members of the public are advised that documents related to the following agenda item were distributed to the Council less than 72 hours before this meeting. Under the Section, Council Reorganization, Item 4 subject matter Selection of Mayor Pro Tem, the report referenced an attachment Resolution 12-210, that resolution was distributed to the Council this evening. Ms. Alvarez advised that extra copies are available at the podium for members of the public wishing a copy.

A. WORKSHOP

There are no items for this section.

B. CONSENT CALENDAR

- B-1 Minutes – 6/27/16
- B-2 Information Only – Warrant Disbursement Report
- B-3 Weekly Water Conservation Report 11/21/16 – 11/27/16 (Report by Dave Randall)
- B-4 Consideration of a Resolution Approving Amendment #1 to the FY 2016-17 Site Management Contract between the City and the Fresno-Madera Area Agency on Aging (FMAAA) and Authorizing the Mayor to Execute the Amendment to the Agreement on Behalf of the City

And

Consideration of a Resolution Amending the FY 2016-2017 General Fund/Org 10206218 – Senior Citizen Community Service Program Budget to Recognize \$10,640 in Additional Revenue (Report by Mary Anne Seay)

- B-5 Consideration of Resolution Approving a Budget Amendment Transferring Funds to Cover Costs Associated with the Emergency Repair of the Schnoor Sewer Main and Intersection Repair (Report by Keith Helmuth)
- B-6 Consideration of a Minute Order of the City Council of the City of Madera, California Authorizing the Acceptance of a \$1,000 Donation to the Madera Police Department (Report by Steve Frazier)
- B-7 Consideration of a Resolution Appointing Richard M. Broadhead to the City of Madera Planning Commission (Report by Chris Boyle)

- B-8 Consideration of a Resolution by the City Council of the City of Madera Authorizing the Mayor to Sign Parcel Map 16-P-02, Freedom Industrial Park, as Owner on Behalf of the City for the City-Owned Parcels (Keith Helmuth)

Mayor Poythress asked if there are any items on the consent calendar that a Council Member would like to have pulled for further discussion. No requests were made.

Mayor Poythress asked for a motion for action.

ON MOTION BY MAYOR PRO TEM RIGBY, AND SECONDED BY COUNCIL MEMBER OLIVER, THE CONSENT CALENDER WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

RES. NO. 16-186 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING AMENDMENT #1 TO THE FY 2016-17 SITE MANAGEMENT CONTRACT BETWEEN THE CITY AND THE FRESNO-MADERA AREA AGENCY ON AGING (FMAAA) AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT TO THE AGREEMENT ON BEHALF OF THE CITY

RES. NO. 16-187 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA AMENDING THE FY 2016-17 GENERAL FUND/ORG 10206218 - SENIOR CITIZEN COMMUNITY SERVICE PROGRAM BUDGET TO RECOGNIZE \$10,640 IN ADDITIONAL REVENUE

RES. NO. 16-188 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING FUNDING AMENDMENTS TO THE CITY OF MADERA FISCAL YEAR 2016/17 BUDGET FOR COSTS ASSOCIATED WITH THE EMERGENCY REPAIR OF THE SCHNOOR SEWER MAIN AND INTERSECTION REPAIR

RES. NO. 16-189 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA CALIFORNIA APPOINTING RICHARD M. BROADHEAD TO THE CITY OF MADERA PLANNING COMMISSION

RES. NO. 16-190 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, AUTHORIZING THE MAYOR TO SIGN PARCEL MAP 16-P-02, FREEDOM INDUSTRIAL PARK, AS OWNER ON BEHALF OF THE CITY FOR THE CITY OWNED PARCELS

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

- C-1 Consideration of the Introduction of an Ordinance that would Approve and Adopt a Development Agreement between the City of Madera and Love's Travel Stops and Country Stores for the Madera Travel Center Project (Report by Dave Merchen)

Dave Merchen, Community Development Director promised to be brief. This is an introduction of an ordinance that would approve a development agreement for the Madera Travel Center. That is a Love's Country Stop and Stores project.

Mr. Merchen indicated there were a couple of introductory items. A development agreement is a contract between the developer and the City. It locks in the rules and regulations that apply to the development and it provides a financing mechanism for public infrastructure that the project requires. Development agreements are adopted by ordinance. Each development agreement has its own particular non-codified

ordinance. The introduction would occur tonight and if they do so, a public hearing would be conducted on December 21st.

Mr. Merchen stated that the travel center was approved by the Planning Commission in the middle of August. It is on about 25 acres at the corner of Freeway 99 and Avenue 17. Its primary components are those shown on the screen including a restaurant and hotel as freestanding elements, the travel center which is a fueling facilities, restaurants and some associated retail. It's also a tire store available to customers as well as an RV and boat storage facility.

Mr. Merchen stated that if a structure is required to be installed to serve that project site at substantial cost, total cost of improvements are about \$8.1 million plus the cost of the water well. The water well varies in cost and staff hasn't tried to estimate it down to the nickel. Of that amount, about \$6.8 million plus the cost of the water well are considered reimbursable under the terms of this development agreement. They can see that fairly significant elements are required to be eligible for reimbursement.

Mr. Merchen stated the development agreement proposed phased reimbursements. The water well costs and \$1 million would be reimbursed at completion and acceptance of the improvements. About \$4.2 million in additional reimbursements would be provided after one year of operations and the final amounts about \$1.5 - \$1.7 million would be reimbursed in annual payments that are derived from sales tax and transient occupancy tax that are generated by the hotel on the site.

Mr. Merchen stated this item has been overseen by the Council sub-committee that provided guidance and direction throughout the negotiation of the development agreement. That was Councilman Medellin, Holley and Rigby. They met two or three times and had some email communications to provide guidance through that process. The Planning Commission also conducted a mandatory review and has recommended approval of the project.

Mr. Merchen stated the recommendation from staff and he believes, the sub-committee and Planning Commission is to introduce the ordinance and then direct staff to proceed with scheduling the public hearing for December 21st. He would like to conclude by saying that staff is very excited about the project. They are excited about the potential use of a development agreement. It is a really powerful economic development tool here that generates quite a strong return on investment for the City both in the near term with the development of the project as well as for the allowance of those off-site infrastructure utility improvements that will open up a fairly significant broader area for developments. They are very excited about it. They think it is an appropriate deal for the City and they recommend that Council proceed accordingly.

Mr. Merchen stated this is not a public hearing. It is just an introduction. He would take questions.

Council Member Medellin thanked staff for their efforts and also their team of Mayor Pro Tem Rigby and Council Member Holley.

Council Member Medellin stated the tax revenue this is going to generate is just incredible. \$10 million in infrastructure. When you invest in infrastructure in your community, great things are going to happen. As they can see from the map, they have lots to be built over there so the economic development opportunities they have are outstanding.

Council Member Medellin again thanked staff and the team and stated that obviously, he is in favor of this project.

Council Member Robinson asked if they were going to be solar powered as Mr. Merchen had stated they are going to have storage for boats and overhead.

Mr. Merchen stated that the project has discussed the potential to include solar. They vary between making that a required element and making that a voluntary element. Ultimately, because the project wasn't sure

how that would pencil out, they decided to make it voluntary so they hope to see that as part of project development for the covered part of the canopies at the RV and boat storage. They are seeing that more and more incorporated into these canopies so they hope it is included but it is not required.

Mayor Poythress asked if there is an approximate timeframe that Love's is looking at in terms of the time tables for construction.

Mr. Merchen stated the planned start of construction is in calendar year 2017. At this point, the project schedule is largely driven by the receipt of approval from Caltrans to make some ramp widening improvements that are necessary for the project. So assuming that those requirements get ironed out with Caltrans and they get a design approved then he would expect probably mid-2017 or thereabouts.

Mayor Poythress asked if it is something like \$1.5 to \$2 million in sales tax revenue that will go to help reimburse Love's.

Mr. Merchen stated that was correct. It is the sales tax and transient occupancy tax portion that will go back to the developer for the outside improvements over probably a 4 to 6 year period sort of at the end of their reimbursement program.

Mayor Poythress asked if that would be half of the revenues coming in and Mr. Merchen replied affirmatively. Mayor Poythress asked if there would still be some available for the City.

Mr. Merchen stated that was one element that the Council sub-committee was looking for and Mr. Tooley also provided some strong guidance for that. They wanted to make sure that at least half of the annual sales tax and transient occupancy tax generated by the project came directly to the City and stayed with the City through the life of the project. As it turns out, sharing that tax 50/50 would only occur for a limited number of years and after that it would be entirely with the City.

Mayor Poythress asked that title be read.

The introduction of an ordinance was read by title by the City Clerk.

ON MOTION BY COUNCIL MEMBER MEDELLIN, AND SECONDED BY MAYOR PRO TEM RIGBY, FURTHER READING WAS WAIVED AND ITEM C-1 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

INTRO. ORD. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING AND ADOPTING THE DEVELOPMENT AGREEMENT BETWEEN LOVE'S TRAVEL STOPS AND COUNTRY STORES AND THE CITY OF MADERA

D. WRITTEN COMMUNICATIONS

There are no items for this section.

E. ADMINISTRATIVE REPORTS

There are no items for this section.

F. COUNCIL REPORTS

Council Member Robinson stated he attended the Engineering Meet and Greet today in Fresno at Precision Engineer at their office. He met a lot of people and a couple of Fresno Councilmen.

Council Member Foley Gallegos stated she was with Code Enforcement this week on some cell phone violations which was very interesting.

Council Member Foley Gallegos stated she will be attending the Housing Authority end of the year party tomorrow night.

Mayor Pro Tem Rigby congratulated his colleagues, Council Member Robinson and Council Member Holley on being re-elected as well as Council Member Elect Rodriguez and stated he looks forward to working with the three of them in the future.

Mayor Pro Tem Rigby offered a special thank you to Mayor Poythress for allowing him to serve as Mayor Pro Tem this year. It was an honor and a treat to not only be his right hand man physically but also figuratively. He learned so much from the Mayor over these last couple of years on Council and he couldn't think of a better person to go into the County and represent Madera in District 1.

Mayor Poythress thanked Mayor Pro Tem Rigby and stated he appreciated that.

Council Member Holley wanted to make sure that everybody knows about Big Brothers Big Sisters. Today, they had some folks from the school district volunteer to be a Big so that was exciting and they can too.

Council Member Holley stated he is glad to be here for another four years.

Council Member Holley stated he hates to see Mayor Poythress go but he knows he is just across the street. Not only did they have this bond as Council partners, but Mayor Poythress helped him tremendously when he did his program for the Jesse Owens Games. Council Member Holley stated that would never be forgotten and thanked Mayor Poythress for his support. Council Member Holley stated that as colleagues, he is always there if Mayor Poythress ever needs him.

Mayor Poythress thanked Council Member Holley and stated he appreciated it; very kind words.

Council Member Medellin had nothing to report.

Council Member Oliver had nothing to report.

Mayor Poythress stated that last night, he had the opportunity to attend the Joya Street Neighborhood Watch celebration with Council Member Holley. They received their designation. It was a great time.

Mayor Poythress stated that last Saturday the Red Cross had a bunch of volunteers in Madera. They were going around to houses and working with folks that didn't have fire alarms. He was there to say, "Hey everybody, go for it" and then he kind of exited but Council Member Elect Rodriguez worked and was out there all day. Mayor Poythress stated he thinks Council Member Elect Rodriguez got the award for the most fire alarm installations.

G. CLOSED SESSION

There are no items for this section.

COUNCIL REORGANIZATION

1. Consideration of a Resolution Declaring the Results of General Municipal Election Held on November 8, 2016 (Report by Sonia Alvarez)

Sonia Alvarez, City Clerk stated the Madera County Clerk has issued the official results for the election held on November 8th and she'd like to read the results into the records. She would then ask the Council for

consideration of adoption of the resolution declaring the results and naming the candidates with the highest number of votes as elected as well as declaring the passage of Measure K.

Mayor's Office:	Andrew Medellin	Votes:	10,077
	Write In Candidates	Votes:	241
District 2:	Jose Rodriguez	Votes:	1,581
	Jim DaSilva	Votes:	1,192
	Write In Candidates	Votes:	6
District 4:	Derek Robinson	Votes:	902
	Write In Candidates	Votes:	20
District 6:	Donald Holley	Votes:	1,206
	Write in Candidates	Votes:	37
Measure K		Yes Votes:	9,633
		No Votes:	2,184

Ms. Alvarez stated that there is a request in the resolution to declare Andrew Medellin as Mayor, Jose Rodriguez as the Council Member representing District 2, Derek Robinson as Council Member representing District 4, Donald Holley as Council Member representing District 6 and Measure K having passed with the majority of the votes received.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER ROBINSON, REORGANIZATION ITEM 1 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

RES. NO. 16-191 A RESOLUTION OF THE COUNCIL OF THE CITY OF MADERA, CALIFORNIA, DECLARING THE RESULTS OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 8, 2016

Mayor Poythress congratulated everybody as well as the Chief of Police on Measure K.

2. Ceremonial Oath of Office
Mayor Elect Andrew J. Medellin
Council Member Elect Jose Rodriguez, District 2
Council Member Elect Derek O. Robinson Sr., District 4
Council Member Elect Donald E. Holley, District 6

Ms. Alvarez stated they typically have everybody stand up at the front and do the oath as a group but they are going to do this a little differently tonight. They are going to take them one at a time.

Ms. Alvarez stated they are going to begin with Mayor Elect Andrew J. Medellin. She asked him to stand by the logo and invited Marge Medellin who is a former Mayor and Council Member to go up and join him and administer the oath.

Marge Medellin advised that if they hear a loud booming noise, it was nothing dangerous. It was just her heart. Ms. Medellin administered the oath to Mayor Elect Andrew J. Medellin.

Ms. Alvarez called Council Member Elect Jose Rodriguez to the dais area and she administered the oath.

Ms. Alvarez called Council Member Elect Derek Robinson to the dais area and asked that his wife, Michelle Robinson join him to administer the oath.

Mrs. Robinson administered the oath to Council Member Elect Derek Robinson.

Ms. Alvarez called Council Member Elect Donald Holley to the dais and asked that Linda Clark join him to administer the oath. Miss Clark serves on a couple of their committees and is a dear friend of Council Member Holley.

Miss Clark administered the oath to Council Member Elect Holley.

3. Seat New Council Members

Outgoing Mayor Poythress asked the new Council Members to take their positions.

4. Consideration of Selection of Mayor Pro Tem (Report by Sonia Alvarez)

Ms. Alvarez stated there is a rotation process that they go through based on a resolution adopted by the City Council. She stated that at this time she just needs to specify for the record that there were two Council Members that had not served as Mayor Pro Tem and they are Council Member Foley Gallegos and their new electee, Council Member Rodriguez.

Ms. Alvarez stated that when they have two or more, depending on what the situation is, and in this case they were both elected at different times, the Council Member who has served on the Council the longest without serving as Mayor Pro Tem would be the eligible council person to serve as Mayor Pro Tem.

Ms. Alvarez requested a motion from the Council to select Council Member Cece Foley Gallegos as Mayor Pro Tem and that would be for a one year term and they rotate that position every December.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY ROBINSON, REORGANIZATION ITEM 3 SELECTING COUNCIL MEMBER FOLEY GALLEGOS AS MAYOR PRO TEM WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

Mayor Medellin addressed Mayor Pro Tem Foley Gallegos and stated this is special as well because they grew up together and when they were born, their houses were next door to each other so they truly have been lifelong friends. Now, they advance a few years later and they are going to be working hand in hand. Mayor Medellin congratulated Mayor Pro Tem Foley Gallegos.

Mayor Pro Tem Foley Gallegos stated she is excited.

5. Presentation to Outgoing Mayor Robert L. Poythress

Mayor Medellin asked their outgoing Mayor to join him. He stated they've known each other for a long time and he has truly served his community. He's served as Mayor. He's served as a Council Member. He served for 12 years but that it goes beyond serving at a Council meeting. It is what he does outside of the Council Chambers and how he represents the City. Mayor Medellin stated that Former Mayor Poythress always has Madera in his heart. Has always served this community with the best intentions and to the best of his ability. He is proud to call him a friend and a colleague. He looks forward to Former Mayor Poythress' endeavors in the future and it is good to know that as he passes the baton, he is only across the street. Mayor Medellin congratulated him on Supervisor Elect.

Former Mayor Poythress thanked everybody and stated this is a special evening. He congratulated Council Member Rodriguez as the brand new guy on the block. He congratulated his colleagues for the re-election, Mayor Medellin and the team that remains here. He stated it is a great solid team. It's been his pleasure and honor to serve with each and every one of them.

Former Mayor Poythress stated that the last 12 years in City Council has really been one of the great pleasures of his life. So much has been accomplished and his life has been enriched in so many ways. The City team has literally become a family and that's why it makes it so difficult.

Former Mayor Poythress thanked his wife, Carol and stated that usually, at this time they thank their wives and say it's over and they'll be home all the time and there will be no more meetings, but he can't say that. He thanked her for being there.

Former Mayor Poythress thanked everyone in the organization for making the City a premier operation and he knows that because they don't get much coverage in the Fresno Bee. Usually they don't get coverage on the good things that happen so they must be doing great. It's only the scandals that get coverage.

Former Mayor Poythress stated that usually at this time in the speech he is supposed to rattle off a dozen or more projects or achievements that were accomplished in the last 12 years, however he won't make them suffer through that. Instead, he'd like to share something about this room that intrigued him over the years.

Former Mayor Poythress stated that this room used to have pictures of the past mayors and the City council people. It started out on one side with the ancient guys and then it went around to the more recent. He'd look over there and see folks that you knew in the community. You'd move on and maybe he'd see folks that he remembers his parents talking about. Then you'd move on some more and you didn't know who those people were.

Former Mayor Poythress stated there was one gentleman you saw as a young guy and then you saw him again when he was about 40 years older and it was an interesting transition. The pictures are gone. They are history. He stated they vanished forever or have they. Former Mayor Poythress stated he believes the images of the former mayors and council people still remain. They are all over their City. You see them in their people, schools, reputation, traditions, streets, buildings and neighborhoods.

Former Mayor Poythress stated the decisions and actions that these leaders make indirectly influence who they are today. The implications, like their predecessors' names will be forgotten but the decisions and actions they make today will be reflections of them in the City for years to come. That's both an awesome and sobering thought.

Former Mayor Poythress asked how they carve those images. The images are created by the lives that they touch, the way they live, the characters they mold, the education they provide and the opportunities they help to create.

Former Mayor Poythress stated the good news is that he is convinced that they are on the right road in Madera with the future of Madera in mind. He sees neighborhoods organized. Christina Herrera in Neighborhood Revitalization is leading the charge there. He sees kids being mentored. They have teachers. They have Council Member Holley mentoring kids. They have Adopt a School. They have the Parks program. They have Civics Day. Ms. Alvarez has done a great job leading the charge there. They have their public safety professionals relentlessly reaching out in the community. They have parks being built with programs available for all ages. Coalitions are being developed with schools, churches and municipalities. All of these efforts are supported by strong planning, public work efforts and prudent financial planning and controls.

Former Mayor Poythress stated he is encouraged to know that this is a City team and community that is prepared to thrive not just survive. Not to be satisfied with the status quo but incessantly seeking ways to improve the City and not give up when it's tough but be passionate in their pursuit of victory. He is convinced that 50 years from now when their neighbors from the south look north, Madera will be a city shining on a hill known as a place where leaders walk humbly, seek justice and love mercy. That will be the finished work of art that he and they are crafting right now.

Former Mayor Poythress thanked everyone and stated God bless the City and God bless America.

Mayor Medellin presented Former Mayor Poythress with a plaque of appreciation for his 12 years of service on the City Council.

Mayor Medellin stated he understands the emotion because Former Mayor Poythress has truly given his heart to this community. Even though they leave the meetings, that doesn't mean they leave their title here and go about their business. Mayor Medellin stated Former Mayor Poythress will forever be a Council Member and a Mayor and known as such and a pillar and a leader in the community. Mayor Medellin thanked him.

6. Council Reports

Mayor Medellin thanked everybody for being there that evening. He would hope they'd get this attendance on December 21st at their next meeting, but something tells him they may not.

Mayor Medellin stated he joined the Council in 2011 and they were a Council of five at the time. Former Mayor Poythress was Mayor then. He stated he worked with some wonderful leaders like Supervisor Brett Frazier who is with them here today, Sally Bompreszi and Gary Svanda. These were some great leaders in the community.

Mayor Medellin stated that since 2012 the Council they see before them right now, from new Council Member Rodriguez who has put in a lot of work and time into the City and Council Member Holley representing District 6, Council Member Oliver representing District 3, Council Member Charles Rigby representing District 5, Mayor Pro Tem Foley Gallegos representing District 1 and Council Member Robinson representing District 4..... These folks give a lot of time and effort and they really truly love their community. He is proud to be a part of this team. He thanked them all for their support and well wishes and stated that together, they are going to do a lot of great things.

He thanked staff. They have a wonderful and dedicated staff here in the City of Madera. Their doors are always open and they give Council the tools to make those decisions. He gave a special thank you to David Tooley, City Administrator who has 23 years in the business. Nobody bleeds Madera more so than Mr. Tooley. A man who is truly dedicated to his craft and to this City. Mayor Medellin thanked him for the time they've spent over the last five years. He really looks forward to the time they are going to spend and the things they are going to do in the future. He thanked him for his dedication.

Mayor Medellin stated that when he ran for office and gave his speeches, it has been the same thing for a long time. Jobs and job creation is what they are looking for in Madera. Nobody more so than this Council understands that and with the approval of the development agreement that they did earlier and having that Love's filling station and other items that are coming up, the job creation that they are going to have here in the City of Madera over the next few years will be outstanding. They have a lot of great things to come.

Mayor Medellin stated that education is the cornerstone of Madera. It is going to be their measuring stick for how successful they are so they will continue to work with Madera Unified School District, work with their 12 Year Plan and help them to be successful because if education is successful, we are successful and that also goes for their charter schools like Sherman Thomas Charter School. Support them and their STEM program.

Mayor Medellin stated his main priority is public safety. He knows the City of Madera joins him in that because they passed Measure K overwhelmingly with 80%. It was really a no brainer that the community is saying they don't mind spending a few extra dollars if it means it gives our Police Department and our firemen and women the tools it takes to make this community a safe place to live. This Council recognizes that and they will with those additional monies make sure that they increase public safety and that they hire fire personnel and police personnel to make this the City of choice. The City that they want to live in and feel safe.

Mayor Medellin stated things like this are not done by one person. They're not done by Council. They are done by all of us and he prides himself in involving the community with just about everything they do. They are transparent and they will continue to be transparent. They involve the community because if they are making decisions for the community and not including the community then those decisions cannot be for the community. They must work together. Mayor Medellin stated they have a wonderful diverse community there in Madera.

Mayor Medellin stated they will not recognize Madera in the next 3 to 5 years. They have so many great things that are happening. He is excited. He is blessed to be our Mayor. He stated if they invest in the people in the community then they will invest in you and the City of Madera has invested in him and he is Madera Proud to be our Mayor. He thanked everyone.

Mayor Medellin stated there are a lot of people to thank. There are a lot of well-wishers, friends, family, people who have called and texted and even strangers that saw him in the grocery store or barber shop that said they voted for him. He truly appreciates that.

Mayor Medellin stated the thank yous that he has to give right now first are to his children who are sitting there in the front. His children are the reason he breathes and the reason he lives. They are his inspiration. They sometimes don't quite understand why Dad is gone but regardless of the circumstance, they love Dad unconditionally. He thanked his children, Amalie, Adam and Andrew for their support.

Mayor Medellin stated that if it wasn't for his wife, he literally would not be there. She makes him feel like he can do anything and she has supported him since the day they met and they have been married for 26 years and that is all due to his wife. The fact of the matter is that he was just a 22 year old simple guy from Madera when they met. She didn't marry a coach or Dad or a Planning Commissioner or a City Council person and she certainly didn't marry the Mayor. When he looks back at his life, he would ask them all to understand that those things happened because of his wife. Mayor Medellin stated that he loved her very much.

Mayor Medellin said that last but not least was his mother. She is an inspiration to everybody. She has been a leader in the community for decades. She has given so much to Madera and is still giving to Madera. Mayor Medellin stated he is proud to be her son. He is proud to be Marge's son and known as Marge's son. It would take a lifetime for him or anybody in the community to really truly thank her for what she has done for Madera. As a token, he dedicated his term as Mayor to his mom, Marge Medellin. He stated he loved her very much.

Mayor Medellin thanked everybody and stated he thought there were refreshments.

Ms. Alvarez stated they would like to give the other Council Members elected an opportunity to introduce their families and maybe say a few words.

Mayor Medellin asked that they start with Council Member Robinson.

Council Member Robinson introduced his wife, Michelle Robinson and his seven year old daughter, Niara. Council Member Robinson stated she became an American citizen about two years ago.

Mayor Pro Tem Foley Gallegos thanked everyone for this opportunity, especially her colleagues. As Mayor Medellin stated, they grew up together, went to high school, graduated together and they were in Student Council at the time now ASB together. They have had a lot of leadership training growing up and now it's serving them well as citizens and community members in their City. They both love Madera and always said they were going to stay here and raise their children which they have done. She thanked everybody for the opportunity to be Mayor Medellin's right hand person in this term.

Council Member Rigby stated he would defer his time to those that deserved to speak.

Council Member Holley thanked the City of Madera for allowing him to serve them. It's not about him. It's about them.

Council Member Holley stated that 31 years ago he married a lady and for 31 years she allowed him to go and go and go. It's awesome. He stated that sometimes they wonder who really pushes those buttons. She pushes his. Sometimes he goes home and she asks if he's going again but she never tells him no. Council Member Holley thanked his wife, Joan Holley.

Council Member Holley stated his godmother and her mother are there also. He stated they both support him in everything he does. His godmother is also on the Beautification Committee. They are Maxine Barnett and her mom, Lucille "Sugar Baby" Murphy.

Council Member Holley stated that Ms. Murphy has a birthday coming up and she is older than their church and their church is 95 years old. She is still holding strong. He said Happy Birthday to her.

Council Member Holley wanted Council to know that he is the youngest one up there. He was a Planning Commissioner for the City and for the County. He has been the NAACP president. He did the Jesse Owens Games for 28 years. He didn't want to quit but time has its own thing.

Council Member Holley stated he now devotes his time to more kids. Sierra Vista Elementary School is his heart. He spends more time at Sierra Vista Elementary School than he does anywhere in this town. You never get an open door at schools like he has at that school. The principal there is Cathy and she allows him to run all over the school with her and without her.

Council Member Holley stated it feels good to be respected and honored at different places that they go to and people allow him to do these things. He has been blessed.

Council Member Holley stated that he had to take some of Mayor Medellin's thunder. Marge Medellin has been his inspiration. She has known him just about all his life and to see her when she came here was really something that he loves to see in women taking on leadership.

Council Member Holley stated he patterned himself after Robert Garibay. They grew up together and went to school together. When he saw Mr. Garibay become a City Councilman, he told himself that they came from the same school and he knew he could do it also.

Council Member Holley stated his mom is looking down at him today and he just wants to make sure that she is proud of the things that he's achieved. He doesn't do it because he wants to. He doesn't do it because he has to. He does it because he loves everyone in the City.

Council Member Holley stated he spoke to Former Mayor Poythress last night. Former Mayor Poythress and his wife, Carol have really been an inspiration to his Jesse Owens Games.

Council Member Holley stated that his daughter, Leona and her mother just walked in. She has two sets of twins that they cherish every day. He had the opportunity to name his daughter after his mother. He wanted to make sure that legacy continues on.

Council Member Holley thanked everyone for being there for him. Mary Anne Seay, Christina Herrera and all of staff have been awesome people. He wants to continue serving everyone the same way as he's had in the past. He stated may God bless them all.

Council Member Rodriguez stated he would like to challenge the statement about being the youngest in the Council. He believes that with the exception of Council Member Foley Gallegos, he would be the youngest.

Council Member Rodriguez stated he wanted to thank his wife, Carmina. He asked her to stand and be recognized. Council Member Rodriguez stated a lot has been said about wives today. Believe it or not sometimes some men can be some weenies. They wake up in the morning and think do they really want to do this. There's always that someone there that pushes them and motivates them to pursue that and he owes that to his wife. He's been married for over 15 years and he is proud to say that he loves his wife for everything she's done for them. He thanked her and stated he appreciates that. He thanked his kids, his beautiful daughter Vivian and his son Vincent.

Council Member Rodriguez stated that not too long ago he asked his son where he wanted to live when he gets older and to his surprise, his son said he wanted to live in Fresno. He asked his son why and his son rambled about all the things that Fresno has. Council Member Rodriguez stated he is guilty of some. They go out to Fresno and they shop here and there and obviously there's certain things that they do out there that they don't have in Madera.

Council Member Rodriguez stated that is what triggered him and motivated him to be able to bring those amenities to Madera. The robust efforts that this Council had done and with his addition, he thinks they will make good strides in Madera because he too wants some day for his son to revert back and say he'd rather stay in Madera. Not only his son, but other's kids and future generations. The accomplishments that the City Council has done speak for itself and what's moving forward. That's the part in the movement that he wants to be a part of too. To bring those things to Madera so that when people look outside they say this is a place and a desirable city to live in. Council Member Rodriguez stated those comments and the support that he received is why he is here.

Council Member Rodriguez thanked the supporters of his campaign. A lot of them may be here. He wants to give a special thanks to those that endorsed him. He thanked Former Mayor Poythress. It really meant a lot what he did for him there. He thanked Supervisor Max Rodriguez who is not there. He thanked Mr. Manfredi, Mr. McIntyre and Gail. He stated he doesn't want to forget any names but he knows there's a lot of them out there that really supported him and endorsed him and he appreciates that. He thanked his consultant, Darren Rose. He couldn't have done it without him and he does appreciate everything he did for him. He thanked Marge Medellin. She doesn't know the words she said to him that really inspired him to continue and go forward with this. He really appreciates that.

Council Member Rodriguez thanked Mr. Jim DaSilva as well for his commitment in serving the community. He knows that Mr. DaSilva put in a lot effort and he does appreciate everything he's done for the City of Madera.

Council Member Rodriguez thanked the robust efforts that this Council has done in pursuing the accomplishment of the 2025 Vision and more importantly it is the support that these people get and that is the staff. He thanked the staff as well for everything they've done for this City. He hopes he can fill in the shoes that are left behind by Former Mayor Poythress and now Mayor Medellin. He hopes to be a good addition to this Council and he hopes they can achieve that 2025 Vision and make better things for this great city.

Council Member Rodriguez apologized if he missed anyone but thanked them all for their support.

Council Member Oliver welcomed and congratulated their new colleague, Council Member Rodriguez and their new mayor, Mayor Medellin. He knows they are going to do some incredible things together.

Council Member Oliver also thanked Former Mayor Poythress for his rock solid leadership. Council Member Oliver stated that Former Mayor Poythress had a great deal to do with the Vision Madera 2025 that Council Member Rodriguez mentioned. Assembling a team and bringing the community together to unite around an action plan with everyone at the table.

Council Member Oliver stated that was one of his first opportunities to get involved with the City and to fall in love with the City and he thanked Former Mayor Poythress for that opportunity. He wouldn't be here if it

weren't for that. Council Member Oliver stated that although they are going to miss him up at the dais, he is so excited that they are going to work across the street and do some incredible things between the City and the County and their school district.

Council Member Oliver stated he is really excited about the City team and their community. He is humbled to served aside all of them and with all of them.

Council Member Oliver congratulated all of them.

Council Member Holley stated that sometimes when they get teary-eyed they forget a lot of things. He thanked his sister, Ruby. She's been with him through these terms up and down and through their Jesse Owens Games. She is just so dedicated and he thanked her for coming out and supporting him tonight. When he mentioned it to her, she said she wanted to be there. She's been there over all.

Council Member Holley also stated that they have the Executive Director for the Big Brother Big Sister program, Diane. She is doing wonderful things for their City with this program. Kids need their support. The reason he joined this is because he feels the same feeling that she has for kids so it is not so hard to get them involved in being a Big Brother or Big Sister to some kids. Council Member Holley stated it only takes 40 minutes a week. Think what they can do to a kid's life. It is so inspirational. Council Member Holley thanked Diane for being there and her support.

Council Member Robinson introduced his neighbor, the new City of Madera Planning Commissioner, Richard Broadhead. Council Member Robinson stated Mr. Broadhead also served on the Airport Commission.

Council Member Rodriguez thanked Mr. Montes and his family for everything they did for him. Mr. Montes and his family have been an inspiration and their help and support really got him here where he is.

Council Member Rodriguez thanked Satlam and all the people out there including Chief Frazier.

ADJOURNMENT

The meeting was adjourned by Mayor Medellin at 7:00 p.m.

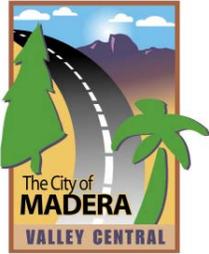
CONSISTENCY WITH THE VISION MADERA 2025 PLAN

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.

SONIA ALVAREZ, City Clerk

ANDREW J. MEDELLIN, Mayor

Prepared by:
ZELDA LEÓN, Deputy City Clerk



**JOINT MEETING MINUTES FOR
REGULAR MEETING OF THE MADERA CITY COUNCIL
SPECIAL MEETING OF THE MADERA CITY COUNCIL AS THE SUCCESSOR
AGENCY TO THE FORMER MADERA REDEVELOPMENT AGENCY
SPECIAL MEETING OF THE CITY COUNCIL AS THE SUCCESSOR
HOUSING AGENCY
CITY OF MADERA, CALIFORNIA**

January 4, 2017
6:00 p.m.

Council Chambers
City Hall

CALL TO ORDER

Mayor Medellin called to order at 6:00 p.m. on 1/04/17 the regular meeting of the Madera City Council, the special meeting of the Madera City Council as the Successor Agency to the Former Madera Redevelopment Agency, and the special meeting of the City Council as the Successor Housing Agency.

ROLL CALL:

Present: Mayor Andrew J. Medellin
Council Member Jose Rodriguez, District 2
Council Member Derek O. Robinson Sr., District 4
Council Member William Oliver, District 3

Absent: Mayor Pro Tem Cece Foley Gallegos, District 1
Council Member Donald E. Holley, District 6
Council Member Charles F. Rigby, District 5

Others present were City Administrator David Tooley, City Attorney Brent Richardson, City Clerk Sonia Alvarez, Director of Community Development David Merchen, Director of Financial Services Tim Przybyla, City Engineer Keith Helmuth, Chief of Police Steve Frazier, Director of Human Resources Wendy Silva, Grant Administrator Ivette Iraheta, Planning Manager Chris Boyle, Division Fire Chief David Allen, Parks Business Manager Mark Etheridge and Grants Program Manager Jorge Rojas.

INVOCATION: Pastor Roger Leach, Valley West Christian Center

Pastor Leach stated before he starts, he wants to apologize to City employee Chris Boyle (Planning Manager). He had some little things that were going on and they talked today and had some good meetings. He wants to thank them for the staff but he did want to make a public apology for things that he may have done to offend Mr. Boyle and he really appreciates him and all the staff.

Mayor Medellin thanked Pastor Leach.

Pastor Leach added that he wanted to do that before he prays and proceeded with the invocation.

PLEDGE OF ALLEGIANCE: Mayor Medellin led in the 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.

Elizabeth Wisener stated she is with the Community Action Partnership of Madera County (CAPMC). She advised that it is that time of year where they are getting ready, gearing up for the Homeless Point in Time Count. She noted that it is a goal of their CDBG (Community Development Block Grant) Grants that the City has funded. She advised that they are looking for volunteers. She knows that Councilman Oliver has already called to sign up. She also ran into Councilman Holley today and she said...ok, do you want to put your mud boots on and come help us. She commented that she lives for this time every year and she knows they go...ok, counting the homeless is exciting. She stated that counting the homeless is so exciting to her. She noted that it is not so much as getting a count but they go out, they see where they are, they see how they live and they are living in squalor. She is thinking these people have mothers. Their mothers did not bring them up to live like this. She commented that it is a time of once a year they can go out, they can look at them in their face, they can talk to them, they can tell them that they matter. She stated that the thing that she loves about it is they just never know if there is going to be some one thing that they say when they see them that is going to snap them back into reality and snap them back into...ok, I want something different. She stated that everybody has to come to that point. She stated that there is hope, there is a different way of living and this is their opportunity to do that.

Ms. Wisener commented that if they are one that likes to get down in the riverbed, get their mud boots on, and come and just talk one on one with the homeless...she passed out flyers and advised that here is a link to sign up. They go out the first night from 5:00 p.m. – midnight but they are usually done, Madera is not like Fresno, by 10:30/11:00 o'clock. The next two days they go out and that is when they actually get to talk to them, interview them, and hear their stories. She stated she is just sharing information and they would love to have the Council. She added that Mattie Mendez (Executive Director for CAPMC) did sign up for all three days so she is pretty jazzed about that. She noted that Ms. Mendez said...ok, I'll come, just tell me where you want me. Ms. Wisener advised that they are going by the Council districts so they can actually put them in their district. She added that everyone will have a map. They are going to get team leaders for each district so that they go out ahead of time and kind of scout out where they're at so they will know where to look. She noted that they've got a little app where they do this tallying. She advised that the Fresno Continuum has got where they are putting in and she told them that she wants the data by district. She wants to be able to say this is where they are. Before they start the interview, they are going to click...I'm in district 1, I'm in district 2. She is hoping she can get the Council some good data this year. She let them know that it does not work for her to get the report in August of the following year. She needs it sooner. They've assured her that they will have data, the report that she can share at their March annual meeting so she can come back as early as April and say...ok, this is how many we counted in 2017.

Ms. Wisener announced if anyone in the audience would like to help, they would love to have them too. She commented that it is so rewarding to be a part of this.

Mayor Medellin thanked Ms. Wisener. He noted that she has always been passionate about what she does. He thanked her so much for her efforts and CAPMC. He added that if anyone would like some flyers he is sure Ms. Wisener has some extra ones there.

Mayor Medellin asked if anyone else wishes to speak.

Raymundo Maya stated he is here on behalf of Gene and Mildred Adkins. He stated their house had a fire and he was told to bring some pictures of the house. He wanted to see if they applied for some funding for rebuilding the house. He brought the pictures but he doesn't know who he is supposed to hand them to. Mr. Maya stated he resides in Madera.

Mayor Medellin advised Mr. Maya he can hand the photos to City staff.

Grant Administrator Ivette Iraheta provided an update. She stated that they have talked to the state to request that they use the funding available to grant this family some funds. In addition, staff is looking to see if they will qualify for a loan. They are trying to put a package together sooner than later. They do have to do some groundwork to have access to the grant funds. They have easy access to the loan but not the grant. They are trying to piece together the biggest pot of money that they can so that they can potentially rebuild.

Mayor Medellin thanked Mr. Maya for bringing those pictures and stated his appreciation.

Mayor Medellin asked if anyone else wishes to speak during public comment. No other requests were made and Mayor Medellin closed public comment.

A. WORKSHOP

There are no items for this section.

B. CONSENT CALENDAR

B-1 Minutes – 1/20/16

B-2 Information Only – Warrant Disbursement Report

B-3 Informational Report - the Successor Housing Agency is Notifying the Successor Agency of Future Commitment of 2008A/2008B Tax Allocation Bonds (Report by Bob Wilson, Successor Agency)

B-4 Consideration of a Resolution Approving a Side Letter Agreement between the City of Madera and the Madera Police Officers' Association Related to Requirements for Waiver of Participation in Health Benefits and Authorizing the City Administrator to Execute the Agreement (Report by Wendy Silva)

B-5 Consideration of a Minute Order Rejecting a Claim filed by Dina Cloeters (Report by Wendy Silva)

B-6 Consideration of a Resolution Approving the Award of Contract for Thomas Jefferson Middle School Safe Routes to School Along Sunset Avenue, Pine Street to Schnoor Avenue Project Number SR2SL 5157-091 City Project No. ST 14-06 in the Amount of \$285,182 to Witbro Inc. DBA Seal Rite Paving and Grading, Authorizing Construction Contingencies of Up to 10% and Construction Inspection and Management of Up to 15%, and Authorizing the Mayor to Execute the Contract on Behalf of the City

And

Consideration of a Resolution Approving Funding Amendments to the City of Madera Fiscal Year 2016/17 Capital Fund Budget for Thomas Jefferson Middle School Safe Routes to School Along Sunset Avenue, Pine Street to Schnoor Avenue Project Number SR2SL 5157-091 City Project No. ST 14-06, Appropriating Measure T Environmental Enhancement Funds for the Construction Contract, Contingencies and Construction Inspection/Management (Report by Keith Helmuth)

B-7 Consideration of a Resolution Approving an Amended Agreement with Pacific Gas and Electric (PG&E) for City of Madera to Relocate a Fire Hydrant at Cleveland Avenue and "D" Street at PG&E Expense (Report by Keith Helmuth)

- B-8 Consideration of Resolutions Ratifying and Adopting 2016/2017 Community Development Block Grant Agreements for Services as follows: (Report by Ivette Iraheta)
 - A. City of Madera Public Works Department for Installation of Solar Powered Street Lights
 - B. Pequeños Empresarios, Inc., to Provide Early Childhood Verbal, Written and Entrepreneur Development
- B-9 Consideration of a Resolution of the City of Madera, California, Authorizing the Submission of an Application to the California State Department of Housing and Community Development for Funding Under the HOME Investment Partnerships Program; and if Selected, the Execution of a Standard Agreement, any Amendments Thereto, and of Any Related Documents Necessary to Participate in the HOME Investment Partnerships Program (Report by Ivette Iraheta)
- B-10 Consideration of a Resolution Establishing Fund Designations for Public Improvement Reimbursement Costs as Specified in the Approved Madera Travel Center Development Agreement (Report by Dave Merchen)
- B-11 Consideration of a Resolution Authorizing the Examination of Transactions (Sales) and Use Tax Records (Report by Brent Richardson)
- B-12 Bi-Weekly Water Conservation Report for 12/12/16 – 12/25/16 (Report by Dave Randall)

Mayor Medellin asked if any council members would like to pull items from the consent calendar for further discussion or questions. No requests were made and Mayor Medellin announced that he would entertain a motion.

ON MOTION BY COUNCIL MEMBER OLIVER, AND SECONDED BY COUNCIL MEMBER ROBINSON, THE CONSENT CALENDAR WAS ADOPTED UNANIMOUSLY BY A VOTE OF 4-0. ABSENT: COUNCIL MEMBERS FOLEY GALLEGOS, HOLLEY, RIGBY.

RES. NO. 17-01 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING A SIDE LETTER AGREEMENT BETWEEN THE CITY OF MADERA AND THE MADERA POLICE OFFICERS' ASSOCIATION RELATED TO REQUIREMENTS FOR WAIVER OF PARTICIPATION IN HEALTH BENEFITS AND AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE THE AGREEMENT

RES. NO. 17-02 A RESOLUTION APPROVING THE AWARD OF CONTRACT FOR THOMAS JEFFERSON MIDDLE SCHOOL SAFE ROUTES TO SCHOOL ALONG SUNSET AVENUE, PINE STREET TO SCHNOOR AVENUE PROJECT NUMBER SR2SL 5157-091 CITY PROJECT NO. ST 14-06 IN THE AMOUNT OF \$285,182 TO WITBRO, INC. DBA SEAL RITE PAVING AND GRADING, AUTHORIZING CONSTRUCTION CONTINGENCIES OF UP TO 10% AND CONSTRUCTION INSPECTION AND MANAGEMENT OF UP TO 15%, AND AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY

RES. NO. 17-03 A RESOLUTION APPROVING FUNDING AMENDMENTS TO THE CITY OF MADERA FISCAL YEAR 2016/17 CAPITAL FUND BUDGET FOR THOMAS JEFFERSON MIDDLE SCHOOL SAFE ROUTES TO SCHOOL ALONG SUNSET AVENUE, PINE STREET TO SCHNOOR AVENUE PROJECT NUMBER SR2SL 5157-091 CITY PROJECT NO. ST 14-06, APPROPRIATING MEASURE T ENVIRONMENTAL ENHANCEMENT FUNDS FOR THE CONSTRUCTION

CONTRACT, CONSTRUCTION INSPECTION/MANAGEMENT AND CONTINGENCIES

- RES. NO. 17-04** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING AN AMENDED AGREEMENT WITH PACIFIC GAS AND ELECTRIC (PG&E) FOR CITY OF MADERA TO RELOCATE A FIRE HYDRANT AT CLEVELAND AVENUE AND "D" STREET AT PG&E EXPENSE
- RES. NO. 17-05** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, RATIFYING AND APPROVING A 2016/2017 COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT FOR SERVICES WITH THE CITY OF MADERA PUBLIC WORKS DEPARTMENT
- RES. NO. 17-06** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, RATIFYING AND APPROVING A 2016/2017 COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT FOR SERVICES WITH PEQUEÑOS EMPRESARIOS
- RES. NO. 17-07** A RESOLUTION OF THE CITY OF MADERA, CALIFORNIA, AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE CALIFORNIA STATE DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE HOME INVESTMENT PARTNERSHIPS PROGRAM; AND IF SELECTED, THE EXECUTION OF A STANDARD AGREEMENT, ANY AMENDMENTS THERETO, AND OF ANY RELATED DOCUMENTS NECESSARY TO PARTICIPATE IN THE HOME INVESTMENT PARTNERSHIPS PROGRAM
- RES. NO. 17-08** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA ESTABLISHING FUND DESIGNATIONS FOR PUBLIC IMPROVEMENT REIMBURSEMENT COSTS AS SPECIFIED IN THE APPROVED MADERA TRAVEL CENTER DEVELOPMENT AGREEMENT
- RES. NO. 17-09** A RESOLUTION AUTHORIZING THE EXAMINATION OF TRANSACTIONS (SALES) AND USE TAX RECORDS

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

There are no items for this section.

D. WRITTEN COMMUNICATIONS

There are no items for this section.

E. ADMINISTRATIVE REPORTS

There are no items for this section.

F. COUNCIL REPORTS

Mayor Medellin reported that he had a brief meeting today at the Redevelopment Agency along with his colleague Councilman Rodriguez and a few members of the Board of Realtors discussing some issues that may come before the Council regarding the rental inspection. He thinks it went well. He thinks meeting with them and begin at the same table under one roof has been very productive. Mayor Medellin thanked everyone for being here.

G. CLOSED SESSION

There are no items for this section.

ADJOURNMENT

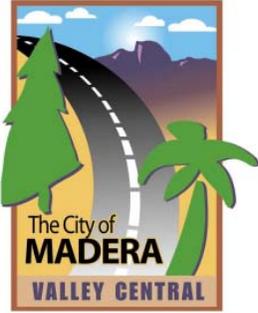
The meeting was adjourned by Mayor Medellin at 6:11 p.m.

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.

SONIA ALVAREZ, City Clerk

ANDREW J. MEDELLIN, Mayor



Item:	B-1
Minutes for:	02/01/17
Adopted:	11/01/17

**MINUTES OF A REGULAR MEETING
OF THE MADERA CITY COUNCIL
CITY OF MADERA, CALIFORNIA**

**February 1, 2017
6:00 p.m.**

**Council Chambers
City Hall**

CALL TO ORDER

The regular meeting for 2/01/17 was called to order by Mayor Medellin at 6:00 p.m.

ROLL CALL:

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

Absent: Council Member Charles F. Rigby, District 5

Others present were City Administrator David Tooley, City Attorney Brent Richardson, City Clerk Sonia Alvarez, Director of Community Development David Merchen, Director of Financial Services Tim Przybyla, City Engineer Keith Helmuth, Public Works Operations Director David Randall, Chief of Police Steve Frazier, Director of Human Resources Wendy Silva, Director of Parks and Community Services Mary Anne Seay, Grant Administrator Ivette Iraheta, Chief Building Official Steve Woodworth, Planning Manager Chris Boyle, Division Fire Chief David Allen, Human Resources Administrative Analyst Eugene Haynes and Successor Agency Director Jim Taubert.

INVOCATION: Pastor John Pursell, Believer's Church

The invocation was given by Council Member Holley. Pastor Pursell was unable to attend.

PLEDGE OF ALLEGIANCE: Mayor Medellin led in the 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.

DJ Becker, residing in Madera, California, stated she has a few prepared remarks. Ms. Becker commented that she would like to take the opportunity to invite any new members of the City Council to stop by and view the Friends of Madera Shelter shot clinic scheduled this Saturday from 10:00 a.m. to 12:00 at the Madera District Fairgrounds rain or shine. She stated that even if it is only a brief visit, it is a good illustration of their efforts in the community. She commented that this clinic has become an integral part of their

community and has been operated by their hardworking volunteers for the last 10 years or so. She advised that it protects pets against rabies, parvo and distemper. It is also their main fundraising tool. She noted that all proceeds go to their low cost spay and neuter programs and other outreach efforts. She commented that attendance varies but they can raise between \$2,000 and \$4,000 per clinic.

Ms. Becker stated that they also use these proceeds to drive hundreds of unaltered animals to Portland, Oregon and Provo, Utah Humane Societies who have managed to get their populations under control through spaying and neutering. She noted that this is a 14-hour one-way drive in their vehicles operated by these funds and their volunteers. They also drive to their Bay Area Pets Mart partners several times a month.

Ms. Becker stated that they are working very hard to place and help surplus animals out of Madera but they are still struggling with the local tremendous overpopulation. She stated that the number of animals has increased dramatically. She added that dog licensing is very low and the number of unaltered animals is also growing. Their \$1.2 million grant from the Red and Nancy Arnold Foundation has been spent altering 15,000 local animals and their population is still increasing.

Ms. Becker stated that animal issues are public safety and quality of life issues. She noted that dog attacks by unaltered dogs with serious injuries are becoming much more frequent. They would welcome the participation and the input of the new members of the Madera City Council in their efforts in the upcoming year. She advised that she would be happy to provide further information or provide a shelter tour. Ms. Becker distributed flyers to the Council and thanked them.

Mayor Medellin thanked Ms. Becker and asked if there is anybody else wishing to provide comment. No other requests were made and Mayor Medellin closed public comment.

A. WORKSHOP

A-1 City of Madera Comprehensive Emergency Management Plan

Director of Human Resources Wendy Silva referred to their Comprehensive Emergency Management Plan. She emphasized that "comprehensive" is the key word there if they have taken a look at the document as seen in front of the dais. She advised that the project started a long time ago. Ms. Silva noted that Mr. Haynes is actually the third analyst to tackle this project. The first did not survive the project. The second said it was too much work and took another job and fortunately, Mr. Haynes came along and he was able to, over the last four or five years, bring it through to the point where they have it tonight. They are sort of in a draft version that they can all finally look at.

Ms. Silva commented on how they got here. When they started this process was when FEMA (Federal Emergency Management Agency) really came down after some of the natural disasters and said...everybody's gotta have these plans...here is exactly what you need to have in it. She noted that reading through all that code is rather onerous so what they did is that they looked at entities that had recently adopted a new plan that complied with FEMA and had similar exposures to the City of Madera. They looked for cities with freeways and railroad tracks that ran through them and then pretty much all of California is subject to the same natural disasters. What they found is that the City of Livermore at that time had just spent a whole bunch of their money paying a consultant to write a FEMA compliant plan. Knowing that that document was a public record, they got a copy of it and they have used that as the base to develop the City of Madera plan.

Ms. Silva stated that what they have done along the way is they work hand in hand with Madera County OES (Office of Emergency Services) and the Sheriff's Department. They have had some staff turnover just like the City has. They've worked with the American Red Cross. With the Public Health Department they have quarterly emergency preparedness meetings and they work with Cal State OES. She added that as Mr. Haynes has worked his way through the plan, he's attacked each module and gotten that to the appropriate departments and outside agencies. And then, they've had the final version that they have right

now put together out on their city share drive for everybody to take a look for about a month or so, so they could kind of give it one final review before they brought it to the Council in its draft form.

Ms. Silva advised that Mr. Haynes will walk the Council through an overview of each section. They are not going to get into the detail however, if they would like detail, Mr. Haynes would love to sit down with them. She asked that they contact her or Mr. Haynes directly.

Eugene Haynes, Administrative Analyst for Human Resources, advised, as previously stated by Ms. Silva, he will give them an overview. He will not really get into the specifics. He noted that this is a very comprehensive Emergency Management Plan.

Mr. Haynes stated that he will start with the Emergency Management Plan in itself. He advised that the purpose of the plan is to protect the safety and welfare of the residents, employees and visitors of the City of Madera. He added that it conforms to the state mandated Standardized Emergency Management System. He noted that if they have had the training, they will recognize some of the acronyms which is SEMS and the National Incident Management System known as NIMS. He commented that local governments must use NIMS to be eligible for federal preparedness grants and apply for reimbursements. Mr. Haynes stated that in the event of an emergency where the City had to spend money to recoup to bring the City back up to a point where they are operating, all the costs associated with that disaster, in order to get reimbursed by the federal government, they have to be in compliance and use the NIMS system.

Mr. Haynes stated that it establishes response policies and procedures providing the City of Madera clear guidance for planning purposes. He added that the plan addresses the City of Madera responsibilities in emergencies associated with natural disasters. These include human cause emergencies and technological incidents which they will get into. He stated that it provides the framework for coordination of response and recovery efforts within the City in coordination with local, state, and federal agencies. That is one of the things he had to make sure, as they went through this plan. He noted that Ms. Silva had mentioned that they ended up getting this from the City of Livermore but, they had to make it specific to the City of Madera. In the process of doing that they had to make sure that they were in compliance with local, state and federal agencies as well.

Mr. Haynes stated that from the plan itself, it gets into the annexes. He referred to Annex A which is Warning and Communications. It outlines the notification and/or reporting procedures for Emergency Operations Center (EOC). He advised that it covers the activation guidelines to follow in the event the emergency evacuation center is activated. He noted that there are two different types of activation. The first one is a partial where the EOC is activated but only some positions are filled. He stated that this may involve a smaller scale emergency that a small number of responders can handle or the early stages of an expanding disaster.

Mr. Haynes referred to full activation and advised that the EOC is activated in all or most of the positions are filled. He commented that in most cases, all of them are. He added that this involves in an emergency requiring an all-out response effort. He stated that with that in mind, those are the two criteria's they are looking at. Depending on the magnitude of the disaster, it is either a partial or a full activation.

Mr. Haynes stated that Annex B covers the evacuation. It establishes a consistent operational methodology for the City of Madera to plan for or implement evacuations regardless of the geographic area in which they occur. He stated that the procedures apply to all City response team personnel and local emergency and response agencies tasked with planning for and implementing evacuations.

Mr. Haynes referred to Annex C, Shelter and Mass Care. He stated that this establishes consistent protocol in the event of a mass care incident. He stated that the American Red Cross, which he worked with putting this plan together, noting that they have been on site which he will get into, but, they have looked at some of the City owned locations. He noted that the American Red Cross will act as the lead for the establishment of mass care shelters and the City will assist them. Staff worked with them to determine the appropriate City owned facilities that meet mass care or shelter requirements. He noted that two sites have been

identified in the City of Madera which are the Pan Am Community Center and John Wells. There were other locations that they looked at in the City but based on feedback and recommendations from Madera PD (Police Department), they decided not to go with those locations. He stated that these are the two locations that they pretty much got to go with everybody involved in the process. In the event of mass care shelters, these would be the two locations they would look at. Mr. Haynes advised that the John Wells Youth Center is a unique situation because they have multiple floors located there. They would only be using the first floor.

Mr. Haynes referred to Annex D, All Hazard Vulnerability Assessment. He stated that this annex describes natural and technological human made hazards which can potentially impact the people, the economy, the environment, and property of the City of Madera. He noted that it serves as the basis for City level emergency management programs. He added that staff has created an inventory of all assets that can be damaged or affected by a hazard event. He noted that it is a confidential asset inventory meaning that you don't want this information getting into the wrong hands. They don't include this in the plan. They reference this in the plan as the asset inventory is located in City HR (Human Resources) Department for good reasons. They don't want it to get in the wrong hands of people with nothing else to do. He stated that it is very confidential. It lists all City owned properties, the value, square footage, locations, and everything. Like he said, they don't want that type of information to get out.

Mr. Haynes referred to Annex E, Terrorism. He stated that the terrorist response protocols are intended for use by law enforcement and other first responder agencies. He advised that the Office of Emergency Services maintains the protocol which is classified for official use only. He stated that the terrorism protocol only addresses the coordination efforts expected of jurisdictions with Madera County. He added that the terrorism annex is a unique annex in itself because in the event of a terrorism exposure or incident, PD is going to take over. They will be relying on Madera PD, Madera County Sheriff's Department as well as the FBI (Federal Bureau of Investigation). He stated that it is a pretty somewhat generic annex meaning that he didn't change a lot of the verbiage in it because it is beyond the control of City personnel with the exception of Madera PD.

Mr. Haynes referred to Annex F, Hazardous Materials Response. He stated that this annex comprises general response guidelines for dealing with hazardous material emergencies. He explained that the guidelines were established to provide a system that is responsive to the needs of the local community. In Madera City and County, Cal Fire is the lead agency on any hazardous material emergencies. He advised that the City would only play a role in supporting Cal Fire. As an example, the train tracks that they have throughout the City, they do transport hazardous materials back and forth. In the event of a hazardous materials response, Cal Fire again would be the lead agency. The City would only be providing support on an as needed basis; whatever they need the City to do.

Mr. Haynes referred to Annex G, the Madera County Local Hazard Mitigation Plan. He advised that federal regulations require local jurisdictions to prepare and adopt a Local Hazard Mitigation Plan approved by FEMA to maintain eligibility for grants. He stated this is very important. He advised that in 2008, the County of Madera, the City of Madera, the Madera County Office of Education, and the North Fork Rancheria of Mono Indians all agreed to participate in the creation of a multijurisdictional plan. He noted that a plan update is currently in process in compliance with federal regulations meaning all the elements here. They have met and they have identified a resource as far as updating the plan including a different company than what was provided back in 2008. They are currently updating the plan and they should have a final product this year. He restated the agencies involved.

Mr. Haynes referred to Annex H, Continuity of Government. He stated that all are very important but he can't stress the importance of Annex H. He advised that in the event of a major disaster, this plan provides the guidance to ensure law and order is preserved and government service is maintained. To ensure the continuity of governments, the following elements have been addressed in this plan: Succession of Officers; Seat of Government; Emergency Powers and Authority; Emergency Plans; Primary and Alternate Emergency Operations Centers; Preservation of Vital Records; and Protection of Critical Infrastructure.

Mr. Haynes advised that he would talk a second about the Primary and alternate Emergency Operations Centers. He stated that in the event that they have to activate the Emergency Operations Center, the primary location would be Madera PD. If for some reason Madera PD is not accessible, they cannot use Madera PD, then they would be looking at City Hall. If for some reason City Hall is not available as far as activating the Emergency Operating Center, their third option would be Public Works. Those are their three locations as far as activating the Emergency Operations Center.

Mr. Haynes referred to Annex I, Disaster Recovery. He advised that this annex identifies the roles, responsibilities and tasks associated with the functions typically performed in any and all disaster recovery operations. It provides the checklist, ordinances and other aids for recovery teams. This is basically making sure that they are doing everything; that their "i's" are dotted and the "t's" are crossed. It is putting the City back into business. Making sure that they have the checklists that are provided which is very simple. They have roles and responsibilities of City employees, management employees, and they are provided checklists as well. He noted that it is not like anyone is walking into the Emergency Operating Center not knowing what to do. They are walking in with checklists.

Mr. Haynes referred to Annex J, Family disaster Preparedness Guide. He stated that this document is designed to guide citizens through the basic steps of preparing for local or area wide disaster as well as executing the necessary actions to stay alive during or after a major catastrophe. He explained that it is basically what to do, how to prepare, what to do in the event, and what to do after a disaster or emergency. It is basically designed for the citizens.

Mr. Haynes stated they then get into the appendixes. He advised that there are four.

Mr. Haynes referred to Appendix 1, Emergency Operational Assignments. The purpose of the Emergency Organization Structure is to allow for the most efficient flow of information within City government and between the City and other jurisdictions, agencies and organizations. He stated that the City of Madera has made primary and alternate assignments to each of the emergency organization positions within the management sections. He restated that there is a primary and a backup for every single position that they have identified as far as the emergency operational assignments. He advised that they are listed by position as opposed to name.

Mr. Haynes referred to Appendix 2, Disaster Response Checklists. He advised that the checklists consist of actions to be taken prior and upon arrival to the Emergency Operations Center. He noted that checklists are identified by management position. Each management position has a different, separate checklist to use. It is based on the level of position of that individual.

Mr. Haynes referred to Appendix 3, Emergency Standard Operating Procedures. He advised that this annex consists of various considerations for specific types of emergencies. He added that included in the annex are checklists that are designed to be used in conjunction with the general duties of the Emergency Operating Center positions. As they can tell, as they go through this, this is a very comprehensive plan.

Mr. Haynes referred to Appendix 4, Resource Guide. He advised that the Resource Guide lists the telephone numbers for state, county and city offices and/or businesses for reference in the event of an emergency. What he did in this particular appendix is he looked at all the state agencies they might need to contact in the event of an emergency, all county, local, for example state agency OES, the Governor's office as far as who to contact at the Governor's office as well as the phone number, county, County Sheriff, Coroners. He thinks it is about three pages of nothing but names and phone numbers. In the event of an emergency, they have access to the resource guide. They will have those numbers handy.

Mr. Haynes advised that the next steps, as he finishes with the last appendix, is that staff will take any additional feedback from the Council or City departments to prepare the final document. He stated that the final document will be brought back to the Council at the next meeting for consideration of adoption. Mr. Haynes offered to answer any questions.

Mayor Medellin thanked Mr. Haynes and stated for that being an overview that was pretty informative. He asked if any of the schools or high schools qualify for mass shelters.

Mr. Haynes replied that in talking and working with the Red Cross, they have identified outside of City owned facilities schools, gymnasiums, churches. He advised that there is a church right across the street and they have already identified that church. He commented that there are numerous facilities outside of City owned facilities that they will use. Mr. Haynes added that the locations that the City has are the John Wells Center and the Pan Am. Those are used as warming centers as well in the colder climate or when the weather gets too hot. They use those to identify and hopefully bring citizens to in the event that they need to.

Mayor Medellin asked Council Member Holley if he had a question. Council Member Holley replied that it was answered.

Council Member Rodriguez asked how often they have this type of workshop in the City. He heard Ms. Silva say it has been a while. He asked if this is something that is new here in the City; have they had this before.

Mr. Haynes replied that this is the first time the City has a final product as far as the Comprehensive Emergency Operating Plan. From this plan, what staff will do is take a step back, once Council adopts the plan, is to hold tabletop exercises and drills as an educational means with City department staff to make sure everybody understands their roles and responsibilities. He restated that this is the first time that they have actually gotten to this point.

City Administrator David Tooley clarified that they have had an Emergency Management Plan but this is far more comprehensive.

Council Member Rodriguez agreed that in reading some of it, it was very comprehensive. He referred to the roles and duties of public employees during a crisis like this here and stated that he read somewhere in here that they have an obligation to serve in some capacity. He asked if that is correct.

Mr. Haynes replied that is correct; that is the expectation. If they are selected or identified for a specific position, they have those expectations to serve in that role in the event of an emergency or natural disaster.

Council Member Rodriguez stated that in some disaster or catastrophic events, Madera would no longer have, if he is correct, the authority, if not in multiple agencies, and asked if that is right.

Mr. Haynes replied that is correct. He added that in the event of a major catastrophe, or something of that level, Madera County would activate their Emergency Operating Center. The City would activate theirs but they would be at the beck and call of the County. He noted that they still have positions identified. They still have personnel in those positions but they would be relying on Madera County.

Council Member Rodriguez stated they would fall in rank with some type of structure.

Mr. Haynes agreed and stated that is incorporated in the plan.

Council Member Rodriguez stated that when it comes to an event of such case, he did see that in the case of authority, he thinks that would be either, he doesn't know if he read this correctly, their City Administrator.

Mr. Haynes agreed and stated Council Member Rodriguez is pointing at the right location.

Council Member Rodriguez added that who better could administer that than their City Administrator here.

Mr. Haynes advised that there was an ordinance passed in 1972 where Council gave the authority of that position to the City Administrator.

Mr. Tooley stated, by way of quick reference, in the mid-2000's when rain was more common, they were literally hours away from doing an evacuation order in the City when water was coming down from the mountains. He commented that for these kinds of plans, they don't engage them very often but gosh, when they need them, it's a very real need, an immediate need. So having a plan, and as Mr. Haynes suggests, tabletop exercises are just going to be mandatory.

Council Member Rodriguez noted that it being so comprehensive, it also carried a curfew. He was going through that but he didn't see the time of the curfew but he is sure that is something...

Mr. Haynes replied that would be established at that time. He asked that they keep in mind that everyone that has been identified in those management positions, have been required and for the most part, have received FEMA training. In most cases, they are two to four courses.

Council Member Rodriguez stated he wasn't sure what he was reading at the time but it kind of resembled somewhat like marshal law at that time.

Mr. Haynes agreed that it could very well be. He stated that there is a draft resolution in the plan.

Council Member Rodriguez asked if this all isn't through Trump's election.

Mr. Haynes replied no.

Council Member Rodriguez thanked Mr. Haynes.

Mayor Medellin asked if there are any other questions for staff. No other questions were asked and Mayor Medellin advised that if questions do arise after the meeting, they can certainly contact Mr. Haynes at his office and he can help answer any of those questions.

Mayor Medellin thanked Mr. Haynes and added that it is always good to be prepared.

B. CONSENT CALENDAR

- B-1 Minutes – 2/03/16
- B-2 Information Only – Warrant Disbursement Report
- B-3 Bi-Weekly Water Conservation Report for 12/26/16-1/22/17 (Report by Dave Randall)
- B-4 Consideration of a Resolution Authorizing Funding Amendments to Fiscal Year 2016-17 Capital Fund Budget Appropriating Additional Bridge Preventive Maintenance Program Funds for Repair and Rehabilitation of City of Madera Bridge Numbers 41C0009, 41C0043 and 41C0155, Federal Project No. BPMP 5157 (104), City Project No. B-000004 (Report by Keith Helmuth)
- B-5 Consideration of a Resolution Appointing Israel Cortes, Jim DaSilva and Pamela Tyler to the City of Madera Planning Commission (Report by Chris Boyle)
- B-6 Consideration of a Resolution Rescinding Resolution No. 16-79 and Approving the Amended Applications for Transportation Development Act - Local Transportation Funds for FY 2016/17 with FY 2015/16 Carryover Balances, and the FY 2016/17 State Transit Assistance Funds (Report by Keith Helmuth)
- B-7 Consideration of a Resolution Appointing Daniel Varela as a Member of the City of Madera Transit Advisory Board (Report by Ivette Iraheta)

- B-8 Consideration of a Resolution Approving an Agreement with Stantec Consulting Services, Inc. for Professional Engineering Services at the City's Wastewater Treatment Plant and Authorizing the Mayor to Sign the Agreement on Behalf of the City of Madera; and
- Consideration of a Resolution Amending the City of Madera FY 2016/17 Budget Adding Allocations for Repair Projects at the City's Wastewater Treatment Plan (Report by Dave Randall)
- B-9 Consideration of a Minute Order Acceptance of the Construction of the Fourth Street Medians Landscape & Irrigation Improvements Sunset Avenue to Lake Street City Project No. PK 15-02 (Report by Keith Helmuth)
- B-10 Consideration of a Resolution of the City Council of the City of Madera, Approving an Agreement with ESP Surveying, Inc. for the Professional Surveying Services for Surveying on Howard Road at Westberry Boulevard, and Authorizing the Mayor to Execute the Agreement (Report by Keith Helmuth)
- B-11 Consideration of a Resolution Appointing Emmanuel Gomez to the City of Madera ADA Advisory Council (Report by Wendy Silva)
- B-12 Consideration of a Resolution Appointing DJ Becker to the City of Madera ADA Advisory Council (Report by Wendy Silva)
- B-13 Consideration of a Minute Order Accepting the Centennial Park Inclusive Playground Project No. PK 61 and Authorizing the Recording of a Notice of Completion (Report by Keith Helmuth)
- B-14 Consideration of a Resolution Approving a Security Agreement between the California Commission on Peace Officer Standards and Training and the City of Madera for Post Entry-Level Law Enforcement Test Battery Security Agreement and Authorizing the Mayor to Execute the Agreement (Report by Steve Frazier)

Mayor Medellin asked if members of the Council wish to pull any items from the consent calendar for clarification or questions. If not, he will entertain a motion for action.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER ROBINSON, THE CONSENT CALENDAR WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

RES. NO. 17-11 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA AUTHORIZING FUNDING AMENDMENTS TO FISCAL YEAR 2016/17 CAPITAL FUND BUDGET APPROPRIATING ADDITIONAL BRIDGE PREVENTIVE MAINTENANCE PROGRAM FUNDS FOR REPAIR AND REHABILITATION OF CITY OF MADERA BRIDGE NUMBERS 41C0009, 41C0043 AND 41C0155, FEDERAL PROJECT NO. BPMP 5157 (104), CITY PROJECT NO. B-000004

RES. NO. 17-12 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA CALIFORNIA APPOINTING JIM DASILVA, PAMELA TYLER AND ISRAEL CORTES TO THE CITY OF MADERA PLANNING COMMISSION

RES. NO. 17-13 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, RESCINDING RESOLUTION NO. 16-79 AND APPROVING THE AMENDED APPLICATIONS FOR TRANSPORTATION DEVELOPMENT ACT-

LOCAL TRANSPORTATION FUND FOR FISCAL YEAR 2016/17 WITH FISCAL YEAR 2015/16 CARRYOVER BALANCES, AND THE FY 2016-17 STATE TRANSIT ASSISTANCE FUNDS, AND AUTHORIZING THE CITY ENGINEER TO EXECUTE THE APPLICATIONS

- RES. NO. 17-14** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPOINTING DANIEL VARELA AS A MEMBER OF THE CITY OF MADERA TRANSIT ADVISORY BOARD
- RES. NO. 17-15** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING AN AGREEMENT WITH STANTEC CONSULTING SERVICES, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR WASTEWATER TREATMENT PLANT MAINTENANCE PROJECTS AND AUTHORIZING THE MAYOR TO SIGN THE AGREEMENT ON BEHALF OF THE CITY OF MADERA
- RES. NO. 17-16** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING THE FY 2016/17 ANNUAL BUDGET TO INCREASE EXPENDITURE ALLOCATIONS IN THE SEWER FUND BUDGETS NECESSARY FOR ENGINEERING SERVICES FOR REPAIR PROJECTS
- RES. NO. 17-17** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING AN AGREEMENT WITH ESP SURVEYING, INC. FOR THE PROFESSIONAL SURVEYING SERVICES FOR SURVEYING ON HOWARD ROAD AT WESTBERRY BOULEVARD, AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT
- RES. NO. 17-18** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPOINTING EMMANUEL GOMEZ TO THE MADERA ADA ADVISORY COUNCIL
- RES. NO. 17-19** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPOINTING DJ BECKER TO THE MADERA ADA ADVISORY COUNCIL
- RES. NO. 17-20** A RESOLUTION APPROVING A SECURITY AGREEMENT BETWEEN THE CALIFORNIA COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING AND THE CITY OF MADERA FOR POST ENTRY-LEVEL LAW ENFORCEMENT TEST BATTERY SECURITY AGREEMENT AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT

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

- C-1** A Noticed Public Hearing and Consideration of Adoption of a Resolution Adopting a Negative Declaration Prepared in Accordance with the California Environmental Quality Act, and Amending the General Plan to Allow a Change from the HD (High Density) General Plan Land Use Designation to the LD (Low Density) General Plan Land Use Designation, and

Consideration of Introduction of an Ordinance to Allow a Rezone from the R3 (High Density Residential) Zone District to the PD 6000 (Planned Development) Zone District for the Riverwalk Single-Family Residential Development Proposed on the Approximately 2.15 Acres Generally Located South of the Fresno River and North of East Central Avenue, between North A Street and North C Street, In Proximity to Riverwalk Drive

Planning Manager Chris Boyle stated this item is a two-step process. It is a general plan amendment, where the Council is asked to consider adoption of a resolution followed by an introduction of an ordinance to allow for rezone from the R3 to the PD 6000 zone district.

Mr. Boyle stated that this project actually has been worked on for quite some time by the City. He displayed an aerial from 1998 of an established neighborhood in the area of the Riverwalk Division. He noted that today the Riverwalk Subdivision is at least the street sections of the subdivision that have been constructed as part of a capital improvement project. He advised that the next steps would be the subdivision itself and a precise plan which would provide for the development of the individual parcels.

Mr. Boyle stated that in January, the Planning Commission considered the tentative tract map as well as a precise plan for the development of individual homes on the property, and ultimately has forwarded the rezone and General Plan to the City Council for their discretion.

Mr. Boyle stated that the General Plan itself is just a small component of the area. It proposes to rezone the western side of the area to the low density General Plan land use designation out of the high density General Plan land use designation. He stated that this property is currently in the R3 high density residential designation and because of the uniqueness of the lots themselves, there are a wide variety of sizes of lots although the average is about 7,200 square feet. He noted that there are lots that are much smaller. He added that the Planned Development Zone District is the most applicable and appropriate zone district from which to develop those homes.

Mr. Boyle stated that staff and the Planning Commission recommend adoption of the resolution adopting the negative declaration and amending the General Plan to allow for the change in land use designations as well as introduction of an ordinance to allow for the rezone from the R3 to the PD 6000 Planned Development Zone District. Mr. Boyle offered to answer any questions.

Mayor Medellin asked if there are any questions for Mr. Boyle. No questions were asked.

Mayor Medellin stated that he thinks Jim Taubert (Successor Agency Director) has done a fantastic job with this area and it is really going to look great. He added that those elevations look fantastic. He thinks they have five different plans for that area and it is really going to change things in that side of town. He congratulated Mr. Taubert and his team.

Mayor Medellin stated that if there are no further questions or discussion he will ask for title.

City Attorney Brent Richardson reminded the Mayor that this is a public hearing.

Mayor Medellin opened the public hearing. No comments were made and Mayor Medellin closed the public hearing. He brought the item back to Council for any questions or discussion. No comments were made and Mayor Medellin asked for title.

City Clerk Sonia Alvarez requested that the Council take the requested actions separately in whatever order they wish.

ON MOTION BY COUNCIL MEMBER OLIVER, AND SECONDED BY COUNCIL MEMBER FOLEY GALLEGOS, ITEM C-1, RES. NO. 17-21 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

RES. NO. 17-21 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA ADOPTING A NEGATIVE DECLARATION AND APPROVING AN AMENDMENT OF THE GENERAL PLAN FROM THE HD (HIGH DENSITY) TO THE LD (LOW DENSITY) GENERAL PLAN LAND USE DESIGNATION FOR THE RIVERWALK DEVELOPMENT LOCATED ON THE SOUTH SIDE OF THE FRESNO RIVER

**CHANNEL, BETWEEN THE NORTH A STREET AND NORTH C STREET
ALIGNMENTS**

The introduction of an ordinance was read by title by the City Clerk.

ON MOTION BY COUNCIL MEMBER OLIVER, AND SECONDED BY COUNCIL MEMBER HOLLEY, FURTHER READING WAS WAIVED, AND ITEM C-1, THE INTRODUCTION OF AN ORDINANCE, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

INTRO. ORD. INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING THE OFFICIAL CITY OF MADERA ZONING MAP TO REZONE APPROXIMATELY 2.15 ACRES LOCATED ON THE SOUTH SIDE OF THE FRESNO RIVER CHANNEL BETWEEN THE NORTH A STREET AND NORTH C STREET ALIGNMENTS FROM THE R3 (RESIDENTIAL) TO THE PD-6000 (PLANNED DEVELOPMENT) ZONE DISTRICT

D. WRITTEN COMMUNICATIONS

D-1 Consideration of a Resolution Approving a Request from Madera County Clerk - Recorder and Registrar of Voters for Waiver of Rental Fees for a City Facility to be Used as a Polling Place for the 2017 Madera County Special Election

Director of Parks and Community Services Mary Anne Seay stated that as is customary, in advance of an election, the City received a letter from the County Recorder and Registrars Voters Office requesting the use of one of the City's facilities for voting for a special election on March 7th. She added that the County is requesting to not be charged a fee. Ms. Seay commented that they are careful not to use the word fee waiver; they would absorb the cost into the General Fund. They anticipate that the hard costs would be less than \$100 for a staff person to open the facility. She added that the opportunity lost is negligible as they would rarely rent the facility for an entire day on a Tuesday. Ms. Seay offered to answer any questions.

Mayor Medellin asked if there are any questions for Ms. Seay. No questions were asked and Mayor Medellin announced he would take direction from his colleagues.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER OLIVER, ITEM D-1, RES. NO. 17-22 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

RES. NO. 17-22 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING A REQUEST FROM MADERA COUNTY CLERK - RECORDER AND REGISTRAR OF VOTERS FOR WAIVER OF RENTAL FEES FOR A CITY FACILITY TO BE USED AS A POLLING PLACE FOR THE 2017 SPECIAL ELECTION

E. ADMINISTRATIVE REPORTS

There are no items for this section.

F. COUNCIL REPORTS

Council Member Robinson reported that on the 18th he attended the League of Cities Policy Committee in Sacramento. They voted on strategic goals. Top issues were affordability of housing, supply; the homeless crisis short term; supporting housing like group homes; economic development which consists of the Brownfield and Land Revitalization. He advised that the speaker was Michelle Stephen with the Center for Creative Land Recycling. He noted that Ms. Stephen will help them in economic development. He commented that tax increments are used to educate the people and they have tools to help them meet their

goals. They help by educating and offering technical assistance to communities. Of the Brownfield they need any used property to be developed; it doesn't have to be dilapidated. He noted that they talked about removing the stigma, due diligence, environmental site assessment and it goes on and on. He mentioned at the meeting that the more short term housing or low income housing they build, the more people that will come in to the state to use it. He said they might solve the short term but long term will be even more people.

Council Member Robinson reported that he attended the Madera Art at the Madera South High School campus.

Council Member Robinson reported that he attended a meeting for the Black Dignitary Network at the African American Museum along with Council Member Holley.

Mayor Pro Tem Foley Gallegos commented that not everyone may notice but Mid Valley Disposal picked up the day after Christmas. They also picked up the day after New Year's and she also saw a regular size pickup sawing their Christmas trees to get put in the greens to also get picked up. She gave kudos out to Mid Valley for doing that for City residents. Mayor Pro Tem Foley Gallegos stated she got a lot of calls, a couple of emails, and people on the street saying...wow we have garbage pickup after those major holidays. She was very pleased to hear and the community was very excited about that.

Mayor Pro Tem Foley Gallegos reported that she toured the Madera County Animal Shelter with DJ Becker. She mentioned that it was very eye opening and very interesting. She encouraged her colleagues, if they haven't been out there, that it is something they need to probably look at as a Council and maybe discuss some of the issues that are happening. She added that even though it is the County facility, a lot of their City residents do take animals out to that shelter.

Council Member Holley stated he was just thinking about all of the good things they do every day as Council men and women. He reported that he had a chance to attend the intercultural activity last Thursday at the fairgrounds.

Council Member Holley reported that Rose Elementary School will be pulling in over 700 students from three different schools. He added that will be a great asset that that school is in the area. He noted that a lot of families will probably be knocking at somebody's door probably...how come they are doing this to us. He stated it is a great outreach. He thinks it is making a great difference in their community. He added that some people don't like change but that is one great change that he is honored to be a part of.

Council Member Rodriguez stated he wanted to take this opportunity to recognize Mr. Daniel Varela, present this evening, for accepting the position to the Transit Advisory Committee. He thanked him for taking his time and his civic duty to be part of this.

Council Member Rodriguez reported that he attended the League of Cities and as Councilman Robinson mentioned, there was a lot learned. He added that obviously it was a good thing for them as new council members and definitely work with their fellow colleagues, their City Manager, and their City Attorney. He noted that was a great thing and he wanted to thank the City for sending them out there.

Council Member Rodriguez reported that they attended the swearing in of officers. He thanked Chief Frazier and Commander Lawson. He acknowledged that they put on a good thing for these new officers and some promotions. He really wanted to thank those officers and wished them to stay safe out there. He stated that it definitely is a good thing for those people to have their friends and family to recognize them there. He thanked the Chief for inviting them.

Council Member Rodriguez reported that he attended a wheelchair tournament at Parks and Rec. They provided the facilities at the John Wells Center. He stated that it was incredible to see those athletes go out there and go at it. One of the things that he left with is that a gentleman from the City of Clovis recognized the City's facility. They tend to talk about how they compare themselves to Clovis but yet, the

remarks that he made about the City's facility left him wow...that's great that we are doing great things...and that facility is one of those improvements that the City has. They can look elsewhere and say...this is what we need...because that is exactly what they said...this is the type of facility that we need. He thanked Ms. Seay and stated his appreciation for the invitation.

Council Member Rodriguez reported that he also attended the Art's Council deal. He saw many faces out there and it was good because this is something really good for their community. He noted that there was a lot of input. Mr. Doud (Madera Tribune) was there as well taking a lot of photos and interviews. Council Member Rodriguez added that for the most part, it is a community coming together to bring together the necessities that this City needs as far as civic centers and downtown. He thought that was a great way of getting out there and having the community put their input there.

Council Member Rodriguez reported that on his drive home, he was able to witness a water fountain that sprung up on Mainberry. He thanked Public Works for taking care of that. He noted that he along with Mayor Pro Tem Foley Gallegos and the Mayor were able to witness that. He stated his appreciation.

Council Member Oliver reported that he had the opportunity to head up to Sacramento for one of the League of Cities Policy Committees. He sits on the Transportation Communications and Public Works Policy Committee. They gather quarterly throughout the state to evaluate and look over pending legislation in Sacramento and provide direction, feedback and vote on whether or not to support that legislation on behalf of the League of Cities. They were able to receive a very in depth and thorough update as far as the pending transportation funding packages that are in Sacramento. He added that they prefaced that discussion by providing an update on the Local Streets and Roads Needs Assessment that the League of Cities helped commence. They looked at many different factors in evaluating the conditions of their transportation infrastructure in roads and paving. They applied a Pavement Condition Index. They looked at four different areas: excellent, good, at-risk, poor condition. He advised that Madera County was only one of two counties from 2008-2016 that was ranked as poor condition so that was definitely eye opening.

Council Member Oliver referred to the discussion from the legislative consultants on where the legislation is. They provided some of the outlines as far as Senator Beall and Assembly Member Frazier and what they proposed to the legislature. He stated that basically these are \$6 billion transportation funding packages that would include some reforms as well as separating the California Transportation Commission away from Caltrans and providing them a little more independence and authority; as well as including an office of Transportation Inspector General to provide some more oversight over Caltrans projects among other road and transportation infrastructure projects like high speed rail. He advised that they looked at the anticipated budget shortfalls that they are going to experience in California regarding transportation. They estimate about \$70 billion over a 10 year period of time. He stated that although this is a \$6 billion package, \$3.2 billion would be outlined to go towards state highways and local communities including cities and counties split evenly. He added that there are many different ways to garner that revenue including additional registration fees on electric vehicles, an increase in the registration fee among all vehicles as well as looking at the gasoline tax structure.

Council Member Oliver added that as they all know, and he knows former Mayor Poythress sat on, the Road Charge Pilot Committee looked at where those fees were going and how they are going to come up with innovative ways to meet that gap. He noted that there are going to be some significant shortfalls especially with more hybrids on the road and much more higher efficient vehicles. He stated that it was a really eye opening experience. He added that it sounds like there is a lot of momentum to move a legislative package forward to the Governor. He noted that it sounds like there is a lot of coordination between the Senate and the Assembly on those two bills and now with the Senate having a two-thirds majority on the Democratic side, their consultants were optimistic that they might see legislation hit the Governor's desk. Council Member Oliver stated he would probably encourage staff to watch this and to engage on this. He knows at the League of Cities they have supported transportation funding legislation. He added that obviously, if they were to come up with something, they are going to have to come to conference committee and work out the differences. He thinks it would be worth maybe looking at bringing back a letter of support

just to support the conversation to support looking at new revenues that would ultimately benefit cities and counties such as Madera but also provide local control. He stated that was very eye opening and beneficial.

Council Member Oliver stated that in a couple of weeks he will be turning 30 years of age, the big 30. He will be doing something special in memory of his late Uncle Larry Copland. Five years ago, his uncle was in need of a bone marrow transplant. He had battled Non-Hodgkin Lymphoma for nearly two decades and required a transplant. During that time he and his family learned about the process and the importance to get on the bone marrow registry. Luckily for his uncle, Council Member Oliver's mother was a match for him and he underwent his bone marrow transplant. Unfortunately months later he would succumb to his cancer because of those complications but his bone marrow was Lymphoma free so to speak. For his birthday five years ago with his uncle present, he and his friends hosted a bone marrow registry. He explained that what it entails is swabbing the inside of your cheek, filling out a form and then you are on the national registry. He noted that the chances of being selected and being a match are one in 43,000. He stated that it is like finding their genetic twin but it is lifesaving. He noted that the fact of the matter is that 70% of people who are battling blood cancer like Leukemia, like Lymphoma, require a match outside of a family member.

Council Member Oliver stated that on Sunday, February 12th, he will be doing a little birthday celebration at the Daily Grill from 11:00 a.m. to 4:00 p.m. He commented that if anybody would like to come out, he would encourage them to do so. At minimum, he would encourage them to consider joining the bone marrow registry. He will have the kits on him so he can come to City Hall, help people sign up. He stated that the other question he is asked all the time, apologizing for being long winded, is if it is painful or not because it sounds terribly painful because they are extracting bone marrow but, the fact is that it is not. He commented that 85% of the bone marrow transplants are done through the peripheral blood stem cell method which just includes connecting to a machine like you are drawing blood. They pull the cells that are needed and they recycle it back into you. He noted that his mother has the biggest phobia of the sight of blood. She happened to be his match and she said she would do it over again in a heartbeat. He stated it is a really incredible opportunity to be a match for someone. He added that his uncle's daughter who signed up five years ago happened to be a match for another stranger a year later. He hopes they will consider it and he would be happy to share information on that and happy to sign them up.

Mayor Medellin stated that is a great cause. He commented that he will definitely be there and especially if it is painless. He commented on Council Member Oliver's age 30 years old and stated that he thinks Mr. Tooley's golf clubs are older than that.

Mayor Medellin referred to his comment to Council Member Rodriguez and stated that he meant what he said, that it really is a good time to be a Maderan. He wants to take a minute to thank his colleagues for their engagement attending things like the wheelchair tournament and the swearing in of their Police Department. He thinks five of their seven were able to make it to the Art's Council. He mentioned neighborhood watch noting that Councilman Holley was there telling third graders why they shouldn't have graffiti and things like that. He stated that it is more than just a few meetings a month and the engagement that his colleagues have and the involvement shows how much they care and how much they want to make things better in the community. He thanked them once again for their involvement and encouraged them to continue that passion for serving their community.

Mayor Medellin stated they received an email from the City Clerk about Relay for Life. He noted that it is coming up soon and the City Clerk will be sending them some more emails on getting involved and raising some money for the American Cancer Society.

City Clerk Sonia Alvarez agreed and added that they will receive lots of emails from her between now and May.

Mayor Medellin asked if they know the event theme yet.

Ms. Alvarez replied that it is a carnival theme but advised the City might do a little twist on that.

Council Member Holley stated that the Big Brothers Big Sisters is holding a Red, White and Bowl event in April. He noted that if they would like to get a team, they can see him for form to fill out. They can also sponsor a gift for a raffle. He would invite them to do so. He stated that the flyers are going out. It is going to be held at the bowling alley in Madera. He advised that it is five people on a team and added that it would be good to come out for a day and see how kids really enjoy bowling and who their Bigs and sponsors are. He also wanted to thank those City officials who joined him in wanting to be a Big. When they do something like that, it really helps the kids along the line. Right now he has 20 kids that he mentors every week. He encouraged them to try to do that and go to work. This is something they can all partner in with the Big Brothers and Big Sisters.

Council Member Robinson stated that he along with Mayor Medellin attended the Men's Breakfast at the Westside Church. Chief Steve Frazier was the speaker and he gave a life changing testimony.

Mayor Medellin agreed that it was very inspiring and it was a great speech.

G. CLOSED SESSION

There are no items for this section

ADJOURNMENT

The meeting was adjourned by Mayor Medellin at 6:52 p.m.

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.

SONIA ALVAREZ, City Clerk

ANDREW J. MEDELLIN, Mayor

City of Madera

Council Meeting Of November 1st, 2017
Agenda Item No. B-2

Memorandum To: The Honorable Mayor,
City Council and City Administrator

From: Office of the Director of Finance

Subject: Listing of Warrants Issued

Date: 11/01/2017

Attached, for your information, is the register of the warrants for the City of Madera covering obligations paid during the period of:

October 11th, 2017 to October 23rd, 2017

Each demand has been audited and I hereby certify to their accuracy and that there were sufficient funds for their payment.

General Warrant:	15112-15294	\$	790,938.85
Wire Transfer	Union Bank Payroll and Taxes	\$	660,691.78
Wire Transfer	SDI	\$	2,061.48
Wire Transfer	Cal Pers	\$	125,614.56

Respectfully submitted,



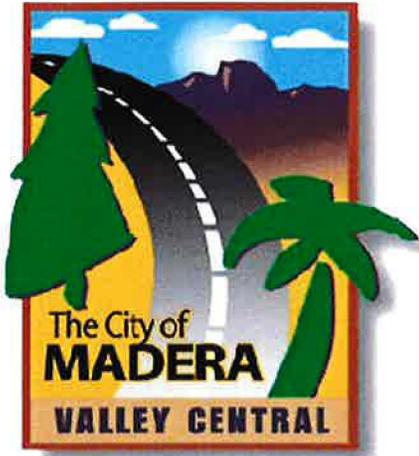
Tim Przybyla
Financial Services Director

CITY OF MADERA
REGISTER OF AUDITED DEMANDS FOR BANK #1-UNION BANK GENERAL ACCOUNT
October 23rd, 2017

CHECK	PAY DATE	ISSUED TO	DESCRIPTION	AMOUNT
15112	10/13/2017	ADMINISTRATIVE SOLUTIONS INC.	MONTHLY ADMINISTRATIVE FEE OCTOBER 2017	4,687.00
15113	10/13/2017	LEE CRIPPEN DEMOLITION EXCAVATION	REFUND DEPOSIT FOR METER #36	1,672.63
15114	10/13/2017	AT&T	09/17 CALNET 3 SVS 9391026405	1,162.03
15115	10/13/2017	BASS & SONS	Dry Well San Sebastian and Industrial	49,500.00
15116	10/13/2017	BERMUDEZ, CARLOS	REIMBURSE FOR CLASS B LICENSE	40.00
15117	10/13/2017	CALIFORNIA DEPARTMENT OF JUSTICE	FINGERPRINT APPS	64.00
15118	10/13/2017	CALIFORNIA SURVEYING AND DRAFTING SUPPLY	OFFICE SUPPLIES	63.58
15119	10/13/2017	CITY OF MADERA	MULCH REBATE - APPLY TO ACCT 9894051	45.25
15120	10/13/2017	CITY OF MADERA	MULCH REBATE - APPLY TO ACCT 9908159	71.65
15121	10/13/2017	CITY OF MADERA	CLOTHES WASHER REBATE - APPLY TO ACCT 9921989	75.00
15122	10/13/2017	CITY OF MADERA	CLOTHES WASHER REBATE - APPLY TO ACCT 9111511	75.00
15123	10/13/2017	CITY OF MADERA	MULCH REBATE - APPLY TO ACCT 8572012	80.00
15124	10/13/2017	CITY OF MADERA	TOILET REBATE - APPLY TO ACCT 9908814	150.00
15125	10/13/2017	CORELOGIC INFORMATION SOLUTIONS INC	METRO SCAN 09/17	150.00
15126	10/13/2017	DIAMOND COMMUNICATIONS	ALARM MONITORING	695.00
15127	10/13/2017	EUROFINS EATON ANALYTICAL, INC.	WATER SAMPLES	1,129.00
15128	10/13/2017	FRESNO BEE, THE	RECRUITMENT ADS	904.93
15129	10/13/2017	FRESNO MADERA AREA AGENCY ON AGING	UNSERVED MEALS 08/17	35.20
15130	10/13/2017	GUARDIAN WESTERN SWEEPING INC.	MONTHLY POWER SWEEPING - INTERMODAL	537.00
15131	10/13/2017	CHAD DARIN WATKINS	1 KIOSK WITH ATTENDANT	400.00
15132	10/13/2017	LARS ANDERSEN & ASSOCIATES, INC.	PROFESSIONAL ENGINEERING SERVICE	8,443.75
15133	10/13/2017	LEE'S CONCRETE	CONCRETE POUR	690.09
15134	10/13/2017	MADERA TRIBUNE	PC NOTICE #1047 - PUB HEARING 10/10/17	236.44
15135	10/13/2017	MADERA TRIBUNE	#4933 REVISED ADVERTISEMENT FOR BIDS	608.40
15136	10/13/2017	MOLINA, HUMBERTO	PER DIEM CA-NV SECTION AWWA ANNUAL FALL CONF.	208.00
15137	10/13/2017	ONTRAC	OVERNIGHT SHIPPING	3.59
15138	10/13/2017	MELLENBACKER, LORI	TURF REPLACEMENT REBATE	737.00
15139	10/13/2017	PACIFIC GAS & ELECTRIC	09/17 SVS 5225647713-5	134,829.06
15140	10/13/2017	JIMENEZ, MARIA	FACILITY DEPOSIT REFUND	100.00
15141	10/13/2017	PRICE PAIGE AND COMPANY	PROFESSIONAL SVS FOR YR ENDED 06/30/17	5,120.00
15142	10/13/2017	PROVOST & PRITCHARD CONSULTING GROUP	PROFESSIONAL ENVIRONMENTAL PLANNING	6,431.50
15143	10/13/2017	RNL DESIGN	PROFESSIONAL ARCHITECTURAL & ENGINEERING SERVICES	8,111.49
15144	10/13/2017	SERVICEMASTER BY J&C BROWN	JANITORIAL SERVICE OCTOBER 2017	13,200.86
15145	10/13/2017	SHARMA, HONEY	REIMBURSE WATER QUALITY LAB ANALYST II CERTIFICATE	145.00
15146	10/13/2017	TAMARACK PEST CONTROL	OCTOBER 2017 PEST CONTROL SVS	510.00
15147	10/13/2017	TECHNICON ENGINEERING SVCS., INC.	ENGINEERING SERVICES PHASE 1 FOR FIRE STATION SITE	2,300.00
15148	10/13/2017	TESEI PETROLEUM INC.	FUEL CHARGES 09/21-09/30	12,946.70
15149	10/13/2017	THE ARC FRESNO	CITY CAN ORDERS SEPTEMBER 2017	1,543.31
15150	10/13/2017	ALVAREZ MARIA E OR CITY OF MADERA	Utility Billing Credit Refund	124.39
15151	10/13/2017	AMESQUITA CECILIA	Utility Billing Credit Refund	41.72
15152	10/13/2017	ARTEAGA VERONICA	Utility Billing Credit Refund	92.30
15153	10/13/2017	BARBOZA CATHY	Utility Billing Deposit Refund	50.44
15154	10/13/2017	BENITEZ JULIANNA OR THE CITY OF MADERA	Utility Billing Credit Refund	68.74
15155	10/13/2017	BHATTI ZAHID A	Utility Billing Deposit Refund	24.69
15156	10/13/2017	BLOCHER JUSTIN	Utility Billing Credit Refund	153.15
15157	10/13/2017	BOND PHILLIS I	Utility Billing Deposit Refund	40.98
15158	10/13/2017	BRAR PARBJOT	Utility Billing Credit Refund	215.23
15159	10/13/2017	CARDENAS CIPRIANO C/O NEWTON PROP	Utility Billing Deposit Refund	47.33
15160	10/13/2017	CARDENAS FELIPE AND VITALINA	Utility Billing Credit Refund	132.36
15161	10/13/2017	CARDENAS FIDEL JR	Utility Billing Credit Refund	171.99
15162	10/13/2017	CASTANEDA DANIELLE	Utility Billing Credit Refund	78.62
15163	10/13/2017	CASTILLO DANIEL JOSUE	Utility Billing Credit Refund	59.46
15164	10/13/2017	CAVALLARO SAM	Utility Billing Deposit Refund	126.07
15165	10/13/2017	CHAPA OSCAR	Utility Billing Deposit Refund	40.63
15166	10/13/2017	CITY OF MADERA OR CHAVIRA ALICE	Utility Billing Credit Refund	139.42
15167	10/13/2017	CITY OF MADERA OR FRUTOS FERNANDO	Utility Billing Credit Refund	151.01
15168	10/13/2017	CITY OF MADERA OR GARCIA-CASTILLO MARIA	Utility Billing Credit Refund	152.07
15169	10/13/2017	CITY OF MADERA OR GONZALEZ JESSICA M	Utility Billing Credit Refund	59.76
15170	10/13/2017	CITY OF MADERA: RDA	Utility Billing Deposit Refund	73.62
15171	10/13/2017	CONTRERAS ISABEL JUAREZ	Utility Billing Deposit Refund	0.30
15172	10/13/2017	CORTEZ DAZA ALICIA OR CITY OF MADERA	Utility Billing Credit Refund	122.16
15173	10/13/2017	COVARRUBIAS ABEL	Utility Billing Credit Refund	286.78
15174	10/13/2017	DE LA CRUZ EDUARDO	Utility Billing Credit Refund	128.62
15175	10/13/2017	FALL ROBERT	Utility Billing Credit Refund	20.47
15176	10/13/2017	FLORES CHRIS	Utility Billing Credit Refund	150.00
15177	10/13/2017	FLORES ISABEL	Utility Billing Credit Refund	36.69

15178	10/13/2017	FURNITURE DEALS INC C/O ISIDRO RAMOS	Utility Billing Credit Refund	1,868.17
15179	10/13/2017	GARZA ALEXIS M	Utility Billing Credit Refund	35.85
15180	10/13/2017	GOMEZ JOSE A JR OR CITY OF MADERA	Utility Billing Credit Refund	150.87
15181	10/13/2017	GONG JOYCE	Utility Billing Deposit Refund	150.98
15182	10/13/2017	GUILLEN FRANK	Utility Billing Credit Refund	163.77
15183	10/13/2017	HAROON YOUSUF	Utility Billing Credit Refund	155.96
15184	10/13/2017	HERBERT RAY	Utility Billing Credit Refund	239.99
15185	10/13/2017	HERNANDEZ ISMAEL T	Utility Billing Deposit Refund	12.84
15186	10/13/2017	HERNANDEZ JULIO SANTIAGO OR THE CITY OF MADERA	Utility Billing Credit Refund	118.98
15187	10/13/2017	HERRERA GIRON BENJAMIN	Utility Billing Credit Refund	131.93
15188	10/13/2017	HORN JOLENE	Utility Billing Credit Refund	154.32
15189	10/13/2017	INDEPENDENT PROPERTY MANAGEMENT	Utility Billing Deposit Refund	31.97
15190	10/13/2017	KLAIR PAUL	Utility Billing Deposit Refund	59.63
15191	10/13/2017	LARA ASHLEY	Utility Billing Credit Refund	39.91
15192	10/13/2017	LM CONSTRUCTION LLC	Utility Billing Credit Refund	172.95
15193	10/13/2017	LOPEZ ADELA	Utility Billing Credit Refund	151.78
15194	10/13/2017	MACADANGDANG JOEL AND BRITTANY	Utility Billing Deposit Refund	34.73
15195	10/13/2017	MACIEL FERNANDO	Utility Billing Credit Refund	156.69
15196	10/13/2017	MAGANA GILBERT JR	Utility Billing Credit Refund	78.79
15197	10/13/2017	MANN'S LIQUOR GAHUNIA HARDEEP SINGH	Utility Billing Credit Refund	505.65
15198	10/13/2017	MENDEZ GABRIELA OR CITY OF MADERA	Utility Billing Deposit Refund	135.39
15199	10/13/2017	MILLER REVOCABLE FAMILY TRUST C/O MADERA MANGEMENT	Utility Billing Deposit Refund	70.16
15200	10/13/2017	MILLER ROBERT	Utility Billing Deposit Refund	1.41
15201	10/13/2017	MILLER, SIDNEY	METER PROGRAM ERROR - REFUND OVERPAYMENT	598.08
15202	10/13/2017	OZUNA GENCHIS ROMEL	Utility Billing Credit Refund	89.51
15203	10/13/2017	PAJARILLO FRANK AND VICTORIA OR CITY OF MADERA	Utility Billing Credit Refund	150.83
15204	10/13/2017	PENA NORGE C/O NEWTON PROPERTY MGMT	Utility Billing Deposit Refund	14.33
15205	10/13/2017	PRATT VICKI L	Utility Billing Credit Refund	232.65
15206	10/13/2017	PROSPERI BOB	Utility Billing Deposit Refund	12.36
15207	10/13/2017	RAMIREZ CRUZ JUAN	Utility Billing Credit Refund	150.79
15208	10/13/2017	RICHARDSON CHERELLE	Utility Billing Credit Refund	152.21
15209	10/13/2017	RODRIGUEZ ISRAEL S	Utility Billing Credit Refund	108.33
15210	10/13/2017	RULA GEORGE THEODORY	Utility Billing Credit Refund	180.07
15211	10/13/2017	SANTOS ELIZABETH GUTIERREZ	Utility Billing Credit Refund	58.95
15212	10/13/2017	SAVALA FELICIA NICOLE	Utility Billing Credit Refund	74.91
15213	10/13/2017	SIMENTAL RAMONA	Utility Billing Credit Refund	99.62
15214	10/13/2017	SINGH RAJWINDER OR CITY OF MADERA	Utility Billing Credit Refund	40.68
15215	10/13/2017	SOTO MARIA C OR CITY OF MADERA	Utility Billing Credit Refund	150.98
15216	10/13/2017	STRAUSS MICHAEL RICKS NISA	Utility Billing Credit Refund	49.04
15217	10/13/2017	TARLTON ESTATE AND ASSET MANAGEMENT	Utility Billing Deposit Refund	97.63
15218	10/13/2017	VARGAS JOSE LUIS	Utility Billing Credit Refund	150.62
15219	10/13/2017	VAZQUEZ LYNETTE AND HUMBERTO VASQUEZ	Utility Billing Deposit Refund	0.20
15220	10/13/2017	VELAZQUEZ MARIA SOCORRO OR CITY OF MADERA	Utility Billing Credit Refund	54.26
15221	10/13/2017	YENIS JOSE A	Utility Billing Credit Refund	175.20
15222	10/13/2017	WILLIAMS, RANDALL	PER DIEM CPOA COPSWEST	598.50
15223	10/20/2017	ALL VALLEY ADMINISTRATORS	ADMIN FEES FOR OCTOBER 2017	156.00
15224	10/20/2017	ALL VALLEY ADMINISTRATORS	MEDICAL & CHILD CARE EXP ACCT 10/20/2017 PAYROLL	950.86
15225	10/20/2017	AMERICAN BUSINESS MACHINES	COPIER LEASE AGREEMENT OCTOBER 2017	990.79
15226	10/20/2017	AMERICAN MOBILE SHREDDING	SHREDDING SERVICES	280.00
15227	10/20/2017	ARAMARK UNIFORM SERVICES	09/17 UNIFORM SERVICES	4,780.06
15228	10/20/2017	AT&T	09/17 CALNET 3 SVS 9391031578	1,797.36
15229	10/20/2017	AT&T	09/17 CALNET 3 SVS 9391031579	1,893.06
15230	10/20/2017	DR HORTON	REFUND PERMIT #20171795 - BILLED IN ERROR	156.59
15231	10/20/2017	LI FAN	HOP REFUND	150.00
15232	10/20/2017	SUNRUN	CANCELLED PERMIT #20171681	132.94
15233	10/20/2017	BOYLE ELECTRIC SHOP	MAX Bus Shelter and Amenities	30,471.25
15234	10/20/2017	CALIFORNIA CLIMATE CONTROL, INC.	AC unit WWTP	7,619.02
15235	10/20/2017	CALIFORNIA DEPARTMENT OF JUSTICE	FINGERPRINT APPS	288.00
15236	10/20/2017	CALIFORNIA FORENSIC INSTITUTE	PRE-EMPLOYMENT PSYCH EXAM	1,600.00
15237	10/20/2017	CALIFORNIA PEACE OFFICERS ASSOCIATION	DEPARTMENT MEMBERSHIP	1,500.00
15238	10/20/2017	CITY OF MADERA	10/17 UTILITIES ACCT# 003040421-6	53.47
15239	10/20/2017	CITY OF MADERA	10/17 UTILITIES ACCT# 003040431-8	57.91
15240	10/20/2017	CITY OF MADERA	SMART IRRIGATION CONTROLER - APPLY TO ACCT 5904281	150.00
15241	10/20/2017	CITY OF MADERA	10/17 UTILITIES ACCT# 003040441-0	332.70
15242	10/20/2017	CITY OF MADERA	PAYMENT TOWARDS DANNY MARTINS MEDICAL BENEFITS	7,931.00
15243	10/20/2017	COLONIAL LIFE & ACCIDENT INSURANCE CO	E700482-3 FOR 10/20/2017 PAYROLL	1,051.34
15244	10/20/2017	CORELOGIC INFORMATION SOLUTIONS INC	REALQUEST 09/17	175.00
15245	10/20/2017	CUMMINS PACIFIC LLC	ELECTRICAL EQUIPMENT AND SUPPLIES	16,915.67
15246	10/20/2017	DATAPROSE, LLC	SEPTEMBER 2017 STATEMENTS/ NEWLETTER/ 48HR NOTICE	10,017.06
15247	10/20/2017	DEPARTMENT OF CONSERVATION	1ST QTR 17/18 SMIP FEE REPORTING	1,691.10
15248	10/20/2017	DIAMOND COMMUNICATIONS	ALARM SYSTEM SERVICE	30.00

15249	10/20/2017	ENTENMANN-ROVIN CO	BADGES	197.71
15250	10/20/2017	FIRE SAFETY SOLUTIONS, LLC	FIRE PROTECTION ENG SVS 10/01/17-10/15/17	9,637.50
15251	10/20/2017	PLEASANTON FITNESS, LLC.	OCTOBER 2017 MONTHLY DUES	52.00
15252	10/20/2017	FORENSIC NURSE SPECIALISTS, INC.	FRESNO SART	1,800.00
15253	10/20/2017	FORENSIC NURSE SPECIALISTS, INC.	FRESNO SART	1,900.00
15254	10/20/2017	FRESNO CITY COLLEGE	FRESNO SART	528.00
15255	10/20/2017	FRESNO COUNTY ECONOMIC OPPTY. COMMISSION	SEPTEMBER 2017 SENIOR SITE SUPPLIES	277.66
15256	10/20/2017	FRESNO COUNTY ECONOMIC OPPTY. COMMISSION	ADC MEALS SEPTEMBER 2017	237.60
15257	10/20/2017	FRESNO REPROGRAPHICS	WWTP WATER SUPPLY WELL BID DOCS	206.23
15258	10/20/2017	GEO PLASTICS	OIL FILTER RECYCLING CONTAINERS	2,394.84
15259	10/20/2017	GRAINGER, INC.	MAINTENANCE SUPPLIES	462.71
15260	10/20/2017	HOLIDAY'S AUTO SPECIALTIES INC.	AUTO PARTS AND LABOR	1,676.21
15261	10/20/2017	HS POSTERS, INC.	HS POSTER AD / OUTREACH	240.00
15262	10/20/2017	IRAHETA, IVETTE	PER DIEM CAL ACT 2017 FALL CONFERENCE	92.50
15263	10/20/2017	J'S COMMUNICATIONS	BATTERY & ADAPTOR	458.50
15264	10/20/2017	JLB TRAFFIC ENGINEERING, INC.	CONDUCT PEDESTRIAN/VEHICULAR SAFETY EVALUATION	382.89
15265	10/20/2017	LANGUAGE LINE SERVICES, INC.	TRANSLATION SERVICES	11.36
15266	10/20/2017	LEGACY K9 INC.	K-9 BI-MONTHLY MAINTENANCE TRAINING	1,733.32
15267	10/20/2017	LYNN PEAVEY COMPANY	SUPPLIES	454.39
15268	10/20/2017	M A C E A	OCTOBER 2017 MONTHLY DUES	302.00
15269	10/20/2017	M P O A	OCTOBER 2017 MONTHLY DUES	6,695.36
15270	10/20/2017	M.C.E.A.	OCTOBER 2017 MONTHLY DUES	390.00
15271	10/20/2017	MADERA COUNTY SUPERINTENDENT OF SCHOOLS	MADERA COMPACT LUNCHEON	30.00
15272	10/20/2017	MADERA TRIBUNE	#4979 - ADVERTISEMENT FOR WWTP WELL PROJECT	385.32
15273	10/20/2017	MADERA UNIFIED SCHOOL DISTRICT	CNG FUEL CHARGES FOR SEPTEMBER 2017	364.53
15274	10/20/2017	MADERA UNIFORM & ACCESSORIES	UNIFORMS FOR POLICE DEPARTMENT	467.10
15275	10/20/2017	MID VALLEY DISPOSAL INC.	WASTE DISPOSAL SERVICE SEPTEMBER 2017	308,507.41
15276	10/20/2017	N.P.C.-ORCHARD TRUST COMPANY	PLAN #340227-01 FOR 10/20/17 PAYROLL	8,567.59
15277	10/20/2017	N.P.C.-ORCHARD TRUST COMPANY	PLAN #340227-02 FOR 10/20/2017 PAYROLL	2,602.10
15278	10/20/2017	OMNI-MEANS, LTD	PROFESSIONAL PROJECT DEVELOPMENT	3,662.50
15279	10/20/2017	OPERATING ENGINEERS, LOCAL #3	OCTOBER 2017 MONTHLY DUES	564.00
15280	10/20/2017	BARAGAN, VERONICA	TURF REPLACEMENT REBATE	1,000.00
15281	10/20/2017	GENTRY, PAUL	TURF REPLACEMENT REBATE	1,000.00
15282	10/20/2017	PACIFIC GAS & ELECTRIC	09/17 SVS 5207933925-6	182.81
15283	10/20/2017	POLYDYNE INC.	SLUDGE DEWATERING POLYMER	4,132.99
15284	10/20/2017	PRAXAIR DISTRIBUTION, INC.	CYLINDER DEMURRAGE RENTAL	510.57
15285	10/20/2017	SPEAKWRITE LLC	INVESTIGATION - JOB NUMBER 17272-001	175.40
15286	10/20/2017	STANTEC CONSULTING SERVICES INC.	CONSULTING SERVICES	7,392.28
15287	10/20/2017	TERRAFORM POWER, LLC.	09/17 ELECTRIC UTILITIES SVS	10,834.78
15288	10/20/2017	SYNAGRO WEST, INC.	MISCELLANEOUS SERVICES, NO. 1	7,509.07
15289	10/20/2017	TESEI PETROLEUM INC.	FUEL CHARGES 10/01-10/10	12,070.45
15290	10/20/2017	TESEI PETROLEUM, INC.	FUEL	508.69
15291	10/20/2017	TRANSUNION RISK & ALTERNATIVE DATA SOL.	DATABASE ACCESS SEPTEMBER 2017	111.00
15292	10/20/2017	UNITED RENTALS, INC	Misc. equipment rental	4,031.52
15293	10/20/2017	VANTAGEPOINT TRANSFER AGENTS-457	PLAN #302351 CONTRIBS FOR 10/20/17 PAYROLL	26,569.53
15294	10/20/2017	ZEE MEDICAL SERVICE CO.	MEDICAL SUPPLIES	103.32
			Bank # 1 - Union Bank General Account Total	790,938.85



REPORT TO CITY COUNCIL

MEETING DATE: November 1, 2017

AGENDA ITEM NUMBER: B-3

Approved By:


 PUBLIC WORKS DIRECTOR

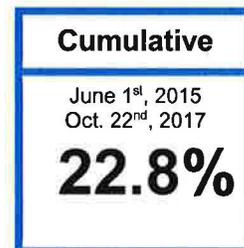

 CITY ADMINISTRATOR

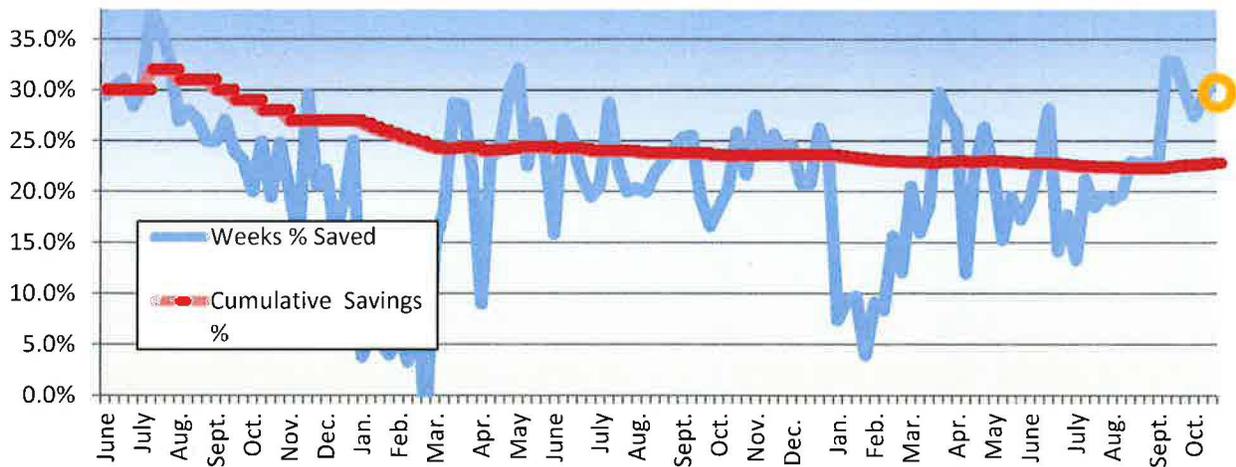
SUBJECT: Bi-Weekly Water Conservation Report for October 9th through October 22nd

RECOMMENDATION: Staff recommends that the Council review the attached bi-weekly report of water conservation activities and progress in reducing residential water consumption.

BACKGROUND: The Water Conservation Unit is split between three different areas of focus: Water Conservation, Water Patrol and Water Meters. This varies throughout the year depending on weather and seasonal tasks.

WATER CONSERVATION: As illustrated below, the City’s water conservation rate increased from 25% last bi-weekly report to 30% this reporting period. The monthly conservation rate for October is up from 24% in 2016 to 29% in 2017. Below is the most current water conservation data.





CONSERVATION OUTREACH: As part of our local outreach and education, the Water Conservation Unit participated with an information booth at the Family Festival held at the Pan American Center on Saturday, October 7, 2017.

Conservation Outreach
Family Festival (Approx. 400 contacts)

Water Conservation will also be participating in the Pomegranate Festival on November 4th with games, giveaways and information.

WATER PATROL: The water patrol staff made a total of 86 individual public contacts. Below is the most current enforcement data.

ENFORCEMENT			
Individual Contacts	86	1st offenses (\$75)	26
Verbal Warnings	4	2nd offenses (\$200)	4
Correction Notices	13	3rd or more offense (\$500)	1

WATER METERS: During this bi-weekly period, the water meter staff completed the process of meter reads on all manual read meters for the billing process and is currently in the process of performing service interruptions and restorations due to payment delinquencies.

In addition, the water meter staff performed various repairs at 8 properties of meters that had stopped reporting usage. Staff also programed new meters to the automatic read system at 11 properties.

The customer concern investigations resulted in discovery of leaks at 14 properties and notifications of large usage due to irrigation issues at 11 properties.

SYSTEM CAPACITY: Attached is a table and chart which shows the daily quantity of water pumped and performance of the City's system of water wells and its ability to provide fire flow. The system has continued to produce adequate flows to meet our peak demand and maintain reserve fire flow capacity. It appears that the cooler weather is continuing a decreasing trend for lower consumption/pumping.

On the 21st (Friday), the County's water system in Parkwood experienced a loss of power to their only well. They requested and we provided them temporary water to their system via the existing intertie which has backflow protection and meters the water supplied. The connection was terminated the following Monday after they completed their well repairs. The additional temporary demand on the system did not jeopardize the City's service pressures or fire flow capacity. The County is paying for the water utilized while connected to the City.

FINANCIAL IMPACT: The expenses for implementing and administering these water conservation activities occur within the Water Fund and do not impact the General Fund.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN: The report is consistent with the Madera Vision Plan, specifically Strategy 434: Water Quality and Usage: ensure continued water supplies to meet the demands of all Maderans through innovative reclamation, conservation and education on water use.

**STATUS REPORT October 9th - October 22nd, 2017
WATER PRODUCTION AND RESERVE FIRE FLOW CAPABILITY**

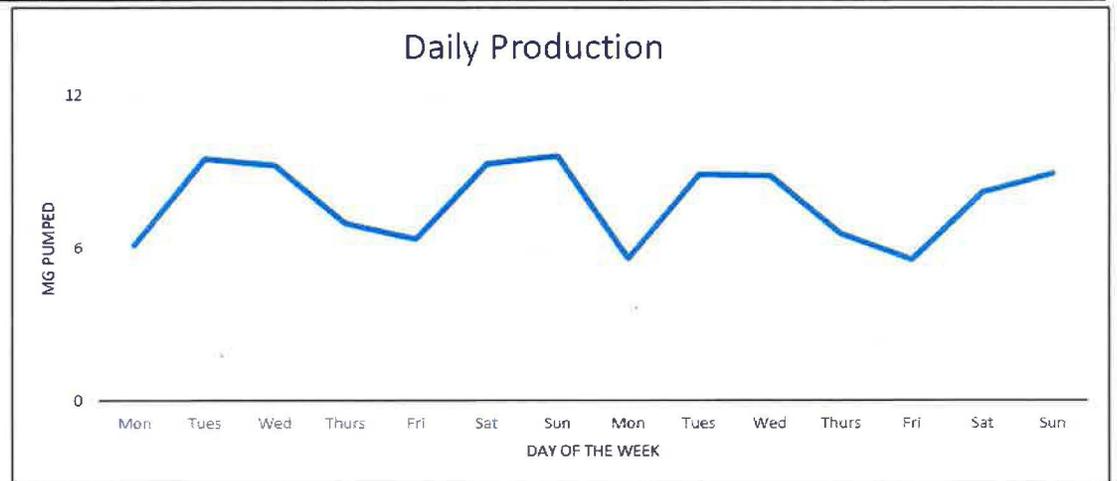
Dates	Day	Peak Temp	MG Pumped	Peak Hour	Lowest Pressure*	Lowest Tank Storage **	Wells Available	Wells On During Peak Hours	Wells in Reserve During Peak Hours	Reserve GPM at Peak	Reserves Meets Fire flow for			
											Residential 1,500 GPM	Commercial 2,500 GPM	Industrial 3,500 GPM	Hospital 4,500 GPM
10/9/2017	Mon	81	6.131	8pm - 9pm	45	820,000	16	8	9	10285	Yes	Yes	Yes	Yes
10/10/2017	Tues	85	9.515	8pm - 9pm	39	820,000	16	11	5	4882	Yes	Yes	Yes	Yes
10/11/2017	Wed	78	9.259	10pm - 11pm	43	820,000	16	11	7	7200	Yes	Yes	Yes	Yes
10/12/2017	Thurs	73	6.993	8pm - 9pm	45	780,000	16	9	9	10575	Yes	Yes	Yes	Yes
10/13/2017	Fri	76	6.377	10pm - 11pm	45	780,000	16	6	10	11805	Yes	Yes	Yes	Yes
10/14/2017	Sat	75	9.314	9pm - 10pm	45	780,000	16	12	6	5872	Yes	Yes	Yes	Yes
10/15/2017	Sun	83	9.628	9pm - 10pm	43	780,000	16	11	5	4882	Yes	Yes	Yes	Yes
10/16/2017	Mon	83	5.594	8pm - 9pm	45	780,000	16	6	10	10030	Yes	Yes	Yes	Yes
10/17/2017	Tues	79	8.912	9pm - 10pm	44	680,000	16	11	5	5921	Yes	Yes	Yes	Yes
10/18/2017	Wed	83	8.87	9pm - 10pm	42	780,000	16	11	7	7200	Yes	Yes	Yes	Yes
10/19/2017	Thurs	80	6.571	8pm - 9pm	45	680,000	16	7	8	8537	Yes	Yes	Yes	Yes
10/20/2017	Fri	67	5.548	11pm - 12pm	45	780,000	16	6	12	8537	Yes	Yes	Yes	Yes
10/21/2017	Sat	70	8.212	10pm - 11pm	43	780,000	16	12	9	9740	Yes	Yes	Yes	Yes
10/22/2017	Sun	75	8.938	8pm - 9pm	44	780,000	16	11	6	5872	Yes	Yes	Yes	Yes

* Goal is to keep system above 30 psi., below 20 cause regulatory issue.

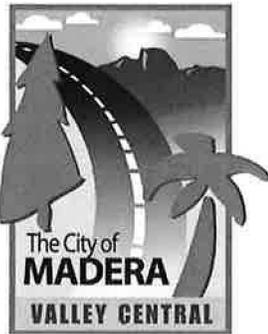
** Elevated tank has a 1,000,000 gallon maximum capacity.

- 19 **Total Wells**
- 3 **Wells Not Available**
- #16 Being Retrofitted for Submersible Pump to Gain 500 gpm
- #20 Waiting for Bacteriological to Clear
- #27 Redevelopment in process

- 16 **Number of Wells Available**



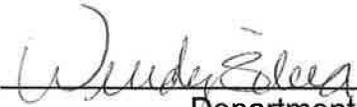
Report to City Council



Council Meeting of November 1, 2017

Agenda Item Number B-4

Approved by:


Department Director


City Administrator

Consideration of a Resolution Authorizing the Use of Unmanned Aircraft Systems

RECOMMENDATION

Staff recommends Council adopt the resolution authorizing the use of unmanned aircraft systems (drones) for City business.

HISTORY

The City of Madera participates in the Central San Joaquin Valley Risk Management Authority (CSJVRMA) for various risk pools, including general liability. Liability coverage for losses related to the use of unmanned aircraft systems is only available if the member entity has approval from the governing body to use such systems outlining the approved types of use.

SITUATION

The CSJVRMA recognizes that member cities likely use unmanned aircraft systems in the normal course of business, however the use should be in compliance with Federal standards as well as normal business practices for a municipality. Under the Memorandum of Coverage document for the liability program, liability associated with the use of such systems is precluded from coverage unless the City's governing body has adopted a resolution authorizing their use and indicating approved uses of unmanned aircraft systems in the legitimate course of business.

Staff has drafted the attached resolution in compliance with CSJVRMA requirements for liability coverage and in collaboration with the affected City departments to ensure that the City will have liability coverage should a loss occur or be claimed due to the use of unmanned aircraft systems. At this time, the following official uses of unmanned aircraft systems have been identified:

- Providing aerial surveying and/or photography/videography services to assist with public outreach/educational initiatives;
- Major traffic accident investigation and crime-scene photography;
- Searching for missing children or developmentally disabled adults;

- Searching locations that present hazards to employees such as hazardous material spills or the presence of an armed suspect;
- Filming Police training scenarios to improve officers' performance;
- Surveying of underground utility lines; and
- Surveying above-ground infrastructure and improvements, such as the water tower.

FISCAL IMPACT

There is no fiscal impact in adopting the resolution. The intent is to ensure the City has liability coverage should a loss occur or be alleged due to use of unmanned aircraft systems.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN

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

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA
AUTHORIZING THE USE OF UNMANNED AIRCRAFT SYSTEMS

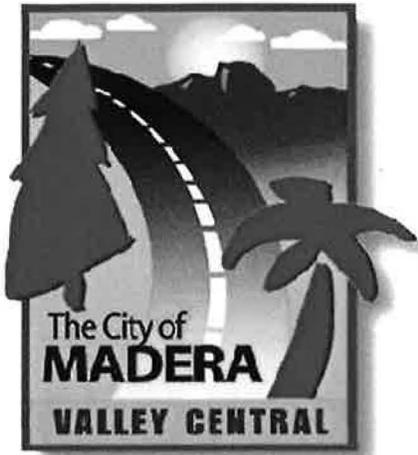
WHEREAS, the Federal Aviation Administration (FAA) has promulgated regulations related to the operation of drones commonly known as Small Unmanned Aircraft Rule Part 107; and

WHEREAS, the City of Madera may operate small unmanned aircraft systems, 55 pounds or less, pursuant to FAA Part 107 regulations and state and local laws; and

WHEREAS, the City has identified legitimate business uses of small unmanned aircraft systems.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF MADERA hereby resolves, finds, and orders as follows:

1. The above recitals are true and correct.
2. The City hereby approves the use of unmanned aircraft systems operated in compliance with all applicable Federal, State and local laws, rules and regulations, including but not limited to FAA rules and regulations.
3. The operation of unmanned aircraft systems is in the course of legitimate activity by employees of the City and all use will be approved, prior to operation, by a department manager or supervisor.
4. Use of unmanned aircraft systems is approved for the following purposes:
 - a. Providing aerial surveying and/or photography/videography services to assist with public outreach/educational initiatives;
 - b. Major traffic accident investigation and crime-scene photography;
 - c. Searching for missing children or developmentally disabled adults;
 - d. Searching locations that present hazards to employees such as hazardous material spills or the presence of an armed suspect;
 - e. Filming Police training scenarios to improve officers' performance
 - f. Surveying of underground utility lines; and
 - g. Surveying above-ground infrastructure and improvements, such as the water tower.
5. This resolution is effective immediately upon adoption.



REPORT TO CITY COUNCIL

MEETING DATE: November 1, 2017

AGENDA ITEM NUMBER: B-5

Approved By:


PUBLIC WORKS DIRECTOR


CITY ADMINISTRATOR

SUBJECT: Consideration of a Resolution Approving an Increase in Water Conservation Rebates

RECOMMENDATION: Staff recommends that the Council approve the resolution adopting the proposed increases in the amount of water conservation rebates.

SUMMARY/ DISCUSSION: Two years ago Council adopted water rates which included a component to provide funding for water conservation rebates. Staff developed a number of rebate programs to promote water conservation during the drought. These rebate expenses occur within the Water Fund and have no impact to the General Fund. While rebate participation has increased for \$24,000 in FY 15/16 to a projected \$30,000 for this year, there are funds available for increasing the rebate programs significantly.

It is believed that many people do not take advantage of the rebates because it takes too much time to make the arrangements for installation, processing of the rebate and are additionally hesitant to invest in the improvements and have to wait for a reimbursement. Staff proposes to not only increase the dollar amounts of the rebates, but to also provide residents with the option of using a vendor or contractor that is paid directly by the City. For example, a plumber could replace a resident's toilet, submit the rebate application on the resident's behalf, and be paid directly by the City. This incentivizes the participation of both the residents and local contractors. Additionally, staff is proposing to expand the mulch rebate to also pay for delivery charges on large mulch orders.

The irrigation of turf has historically been the highest single category of water use in urban environments. Incentivizing the replacement of turf with drought tolerant landscaping designs results in an immediate reduction in water consumption. The State of California offers a \$2.00/ Sq. Ft. rebate for turf replacement; however, the State's rebate does not allow artificial turf as an approved replacement. It is proposed to increase the City's rebate amount for replacement of turf with drought tolerant landscape from \$1.00 to \$2.00/ Sq. Ft. and offer residents a \$3.00 /Sq. Ft. rebate for replacement with artificial turf. As shown in the table below, there are similar dollar amount increases for all of the existing rebates to increase participation in the water conservation rebate program.

Water Conservation Rebates	Existing		Proposed	
	Unit	Maximum	Unit	Maximum
Turf Replacement - Drought tolerant	\$ 1.00	\$ 1,000	\$ 2.00	\$ 2,000
Turf Replacement - Artificial Turf	\$ 1.00	\$ 1,000	\$ 3.00	\$ 3,000
Toilet*	\$ 75	\$ 225	\$ 100	\$ 300
Drip System	\$ 50	\$ 50	\$ 150	\$ 150
Timer Only	\$ 30	\$ 30	\$ 50	\$ 50
Clothes Washer	\$ 75	\$ 75	\$ 200	\$ 200
Dish Washer	\$ 50	\$ 50	\$ 200	\$ 200
Smart Irrigation Controller	\$ 150	\$ 150	\$ 200	\$ 200
Mulch **	\$ 50	\$ 50	\$ 100	\$ 100
Rainwater Harvesting Barrel	\$ 100	\$ 200	\$ 200	\$ 400
Faucet Lock	\$ 20	\$ 20	No change	No change
Laundry-to-Landscape Graywater	\$ 200	\$ 200	No change	No change
Graywater	\$ 500	\$ 500	No change	No change

* Up to \$100 available for installation charges.

** Up to \$75 additional rebate available for delivery charges.

Water Patrol currently provides some free water conservation items to the public (e.g. hose nozzles, flow restrictors, etc.). Going forward, staff would like to increase the types of items directly supplied to residents, such as hose-bib timers and sacks of mulch.

If the proposed increases are approved, staff will increase program visibility by working with local hardware stores to place flyers on the sales floors to advertise rebates. Program changes will be advertised on the City's Facebook page, website, MyWater user portal, and the Utility Billing Newsletter. Staff will also work with the local theater to promote water conservation and rebates in a video intended to be shown during movie previews.

FINANCIAL IMPACT: The expenses for implementing and administering these water conservation activities occur within the Water Fund and do not impact the General Fund. If rebate participation increases substantially we will make corresponding increases in the budget at mid-year.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN: The report is consistent with the Madera Vision Plan, specifically Strategy 434: Water Quality and Usage: ensure continued water supplies to meet the demands of all Maderans through innovative reclamation, conservation and education on water use.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING INCREASE IN WATER CONSERVATION REBATES

WHEREAS, The City Council previously adopted water customer rebate programs for water conservation measures; and

WHEREAS, The City has determined that it is prudent to increase the amount of rebates and methods of award for certain water conservation measures; and

WHEREAS, An adequate fund balance is available in the Water Fund budgets to allow for said increase of rebates.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF MADERA HEREBY finds orders and resolves as follows:

1. The above recitals are true and correct.
2. The City's existing water conservation rebate amounts are increased as shown below.

Water Conservation Rebates	Existing		Proposed	
	Unit	Maximum	Unit	Maximum
Turf Replacement - Drought tolerant	\$ 1.00	\$ 1,000	\$ 2.00	\$ 2,000
Turf Replacement - Artificial Turf	\$ 1.00	\$ 1,000	\$ 3.00	\$ 3,000
Toilet*	\$ 75	\$ 225	\$ 100	\$ 300
Drip System	\$ 50	\$ 50	\$ 150	\$ 150
Timer Only	\$ 30	\$ 30	\$ 50	\$ 50
Clothes Washer	\$ 75	\$ 75	\$ 200	\$ 200
Dish Washer	\$ 50	\$ 50	\$ 200	\$ 200
Smart Irrigation Controller	\$ 150	\$ 150	\$ 200	\$ 200
Mulch **	\$ 50	\$ 50	\$ 100	\$ 100
Rainwater Harvesting Barrel	\$ 100	\$ 200	\$ 200	\$ 400
Faucet Lock	\$ 20	\$ 20	No change	No change
Laundry-to-Landscape Graywater	\$ 200	\$ 200	No change	No change
Graywater	\$ 500	\$ 500	No change	No change

* Up to \$100 available for installation charges.

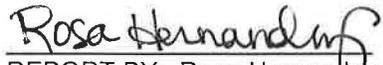
** Up to \$75 additional rebate available for delivery charges.

3. With concurrence of a property owner, payments of rebates may be made directly to a third party installer or supplier.
4. This resolution is effective and of full force and effect on December 1, 2017.

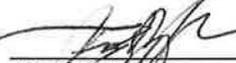
Approved by:

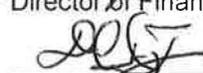
Council Meeting of: November 1, 2017

Agenda Number: B-6


 REPORT BY: Rosa Hernandez

Procurement Services Manager


 APPROVED: Tim Przybyla
 Director of Finance


 APPROVED: David R. Tooley
 City Administrator

SUBJECT: MINUTE ORDER DECLARING CERTAIN PROPERTY TO BE SURPLUS

RECOMMENDATION:

Staff recommends that the Council approve a minute order declaring certain property as identified below to be surplus consistent with the City Purchasing Policy.

SUMMARY:

Staff will periodically recommend vehicles, equipment and other personal property of the City for disposal, in accordance with Section 10.3 of the City Purchasing Policy. These items are considered to have reached the end of their useful lives. The items below were identified as surplus by various departments and upon Council's approval will be listed for sale through public auction. Any items that cannot be sold will then be recycled or scrapped.

Vehicles & Equipment

Eq#	Dept	Year	Make	Model	Description	VIN / Serial #	Engine type
193	STRCLN	1991	JD	210C	Skip Loader	T0210CC774024	DIESEL
201	PARKS	1992	FORD	F-700	Dump truck	1FDNF70J9NVA17858	GAS
229	SEWER	1997	CAT		Portable generator	1LS00354	DIESEL
244	ENGR	1998	FORD	F150	Pickup	1FTZF1728WKA75559	GAS
254	STR	1999	FORD	F150	1/2 ton pickup	1FT2F1725XKB02332	GAS
291	BLDG	2001	FORD	F150	1/2 ton pickup	1FTPF17M61KB25599	CNG
303	GRAFF	2002	GMC	W4500	Box truck	4KDC4B1R92J803943	GAS
304	SR CNTR	2002	HONDA	CIVIC	CNG Sedan	1HGEN26572L000571	CNG
358	PARKS	2006	JACOBSEN	LF4677	Mower	6791601954	DIESEL
386	STR	2006	CHEVY	2500	Flatbed	1GBJC34U66E244035	CNG
388	PARKS	2007	CHEVY	2500	3/4 Ton crew cab PU	1GCHC23U87F115229	CNG

Eq#	Dept	Year	Make	Model	Description	VIN / Serial #	Engine type
389	PARKS	2007	CHEVY	2500	3/4 Ton Crew cab PU	1GCHC23U67F115567	CNG
627	PD		FORD	CROWN VIC	Pursuit	2FAHP71W67X129355	GAS
261	WWTP		TIGER		Boom mower	UNKNOWN	
267		2000	KUBOTA	F2560	Mower	20859	

Misc.

Item Count	Description	Mfg.	Serial/Model Number
1	600PSI pressure washer	Husky	3908433788
1	Generator	Honda	EX 2200
4	4-drawer filing cabinets	N/A	N/A
2	2-drawer filing cabinets	N/A	N/A
7	Chemical sprayers	N/A	N/A
6	Handheld blowers	N/A	N/A
2	Backpack blowers	N/A	N/A
13	Weed eaters	N/A	N/A
2	Chainsaws	N/A	N/A
2	Hedge trimmers	N/A	N/A
3	Modular desks w/ pedestals	N/A	N/A
5	Overhead cabinets w/ panels	N/A	N/A
2	Black task chairs w/ arms	N/A	N/A
2	Blue task chairs- no arms	N/A	N/A
3	47 x 35 plastic floor mats	N/A	N/A
3	Black leather chairs w/ arms	N/A	N/A
1	Black leather chairs- no arms	N/A	N/A
3	Blue side chairs	N/A	N/A
1	Orange side chair	N/A	N/A
1	White side chair	N/A	N/A
15	Misc. toner cartridges	N/A	N/A
1	Coin counter	N/A	N/A
1	Bill counter	N/A	N/A
2	Electronic staplers	N/A	N/A
1	Electronic pencil sharpener	N/A	N/A
2	Receipt printers	N/A	N/A
3	Printing calculators	N/A	N/A
1	Credit card processor	N/A	N/A
1	Metal nuts & bolts storage box	N/A	N/A
5	1-part computer paper cases	N/A	N/A
1	Green steel/wooden rolling cart	N/A	N/A
12	Fire hoses	N/A	N/A
1	Air mask	N/A	N/A
7	Metal shelves	N/A	N/A

Item Count	Description	Mfg.	Serial/Model Number
1	Incubator	Fisher Scientific	Model 750F
1	3-wheel cargo industrial bike	Sun Bicycle	Atlas
1	Drill press	Rockwell	N/A
1	Sand blaster w/ hood	Bowen	N/A
1	Drain cleaner	Cobra	N/A
1	I.D. card printer machine	Evolis	N/A
5	Printer ribbon	Panasonic	N/A
12	HP Printheads	N/A	N/A
2	Metal security boxes	N/A	N/A
1	Portable oil heater	Dayton	N/A
1	Wire feed welder	Lincoln	N/A
1	Air compressor	Cambell	081893L-715074
9	Crown Victoria center consoles	N/A	N/A
18	Gun locks	N/A	N/A
15	Radio microphones	N/A	N/A

FINANCIAL IMPACT:

Proceeds from sale will increase various fund balances.

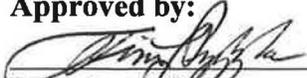
CONSISTENCY WITH THE VISION MADERA 2025 PLAN:

This report has no impact on the Vision Madera 2025 plan.



REPORT TO CITY COUNCIL

Approved by:



Department Director



City Administrator

Council Meeting of: November 1, 2017

Agenda Number: B-7

SUBJECT: CONSIDERATION OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA ADOPTING THE NOVEMBER 2017 CITY OF MADERA INVESTMENT POLICY

RECOMMENDATION: Staff recommends the Council adopt the November 2017 City of Madera Investment Policy.

DISCUSSION: Section 15.0 of the City of Madera Investment Policy calls for the Policy to be reviewed annually, and submitted to the City Council for adoption by resolution on an annual basis. The report to the City Council shall note any changes made to the Policy. The Finance Director has reviewed the City's Investment Policy and researched to see if any laws had been passed which would require amendments to the Policy. A representative of the California Debt and Investment Advisory Commission verified that no changes were made in 2017 that would necessitate amendments to the City's Investment Policy, which was last approved by Council in August of 2016. Staff believes that the amendments that were approved in 2016 provided for a clear policy, which properly meets the City's investment needs. Therefore, staff is not recommending any changes to the existing Policy at this time (other than to change the title to the November 2017 Policy) and is asking Council to approve a resolution adopting the City's Investment Policy without further amendments.

FINANCIAL IMPACT: None.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN: Approval of this item is not specifically addressed in the Vision Plan.

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA,
ADOPTING THE NOVEMBER 2017 CITY OF MADERA INVESTMENT POLICY**

WHEREAS, the Madera City Council adopted the City of Madera Investment Policy (Policy) in August 2016, which Policy set forth the investment and operational policies for the management of the public funds of the City; and

WHEREAS, the Policy dictates that it “shall be reviewed annually, and submitted to the City Council for adoption by resolution on an annual basis”. Additionally it states, “The report to the City Council shall note any changes made to the Policy”; and

WHEREAS, staff has reviewed the Policy and found no items within the Policy that did not meet State Code; and

WHEREAS, staff has presented a report to Council that notes that there are no proposed changes to be made to the Policy; and

WHEREAS, the City of Madera Investment Policy can be adopted only by a majority vote of the City Council.

NOW THEREFORE, THE COUNCIL OF THE CITY OF MADERA DOES HEREBY resolve, find and order as follows:

1. The above recitals are true and correct.
2. The November 2017 City of Madera Investment Policy, a copy of which is on file in the office of the City Clerk and referred to for particulars, is adopted.
3. The City Clerk is authorized and directed to forward a certified copy of the resolution to the Director of Financial Services, who is authorized to take such action as necessary to implement the terms of this resolution.
4. The resolution is effective immediately upon adoption.

CITY OF MADERA Administrative Policy	POLICY NUMBER: AP- 20 ADOPTED: 11/01/17 RESOLUTION: _____
Subject: City Investment Policy	

**ADOPTED BY THE MADERA CITY COUNCIL
ON NOVEMBER 1, 2017**

INVESTMENT POLICY OF THE CITY OF MADERA, CALIFORNIA

November 2017

1.0 POLICY

The purpose of this Policy is to set forth the investment and operational policies for the management of the public funds of the City. This Policy has been adopted by, and can be changed only by, a majority vote of the City Council.

It is the policy of the City to invest funds in a manner which will provide the highest reasonable market return with the maximum security while meeting the daily cash flow demands of the City and conforming to all governing statutes.

2.0 SCOPE

This Policy applies to the financial assets of the City. These funds are accounted for in the Comprehensive Annual Financial Report and include:

- A. General Fund;
- B. Special Revenue Funds;
- C. Capital Project Funds;
- D. Enterprise Funds;
- E. Trust & Agency Funds; and
- F. Any new fund created unless specifically exempted by the City Council.

The City's Investment Policy does not apply to the following:

- Funds held in trust in the City's name in pension or other post-retirement benefit programs;
- Cash and Investments held in lieu of retention by banks or other financial institutions for construction projects;
- Short or long-term loans made to other entities by the City; and Short term (Due to/from) or long-term (Advances from/to) obligations made between the City and its funds.

Investment of Bond Proceeds

California Code Section 5922 (d) governs the investment of bond proceeds and reserve funds in accordance with bond indenture provisions.

Arbitrage Requirement

The US Tax Reform Act of 1986 requires the City to perform arbitrage calculations as required and return excess earnings to the US Treasury from investments of proceeds of bond issues sold after the effective date of this law. These arbitrage calculations may be contracted with an outside source to provide the necessary technical assistance to comply with this regulation. Investable funds subject to the 1986 Tax Reform Act will be kept segregated from other funds and records will be kept in a fashion to facilitate the calculations.

The City's investment position relative to the new arbitrage restrictions is to continue pursuing the maximum yield on applicable investments while ensuring the safety of capital and liquidity. It is the City's position to continue maximization of yield and to rebate excess earnings, if necessary.

3.0 PRUDENCE

The standard of prudence to be used by investment official shall be the "prudent investor" standard and shall be applied in the context of managing an overall portfolio. The Standard states that:

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion, and intelligence exercise in the management of their own affairs; not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

Investment officers acting in accordance with written procedures and this Policy and exercising due diligence shall be relieved of personal liability for an individual security's credit risk or market price changes, provided deviations from the expectations are reported in a timely fashion and appropriate action is taken to control adverse developments.

4.0 OBJECTIVES

As specified in CGC 53600.5, when investing, reinvesting, purchasing, acquiring, exchanging, selling and managing public funds, the primary objectives, in priority order, of the investment activities shall be:

- A. Safety:** Safety of principal is the foremost objective of the investment program. Investments of the City shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio.
- B. Liquidity:** The investment portfolio will remain sufficiently liquid to enable the City to meet all operating requirements which might be reasonably anticipated.
- C. Diversification:** The investment portfolio will be diversified by market sector and maturity to spread market risks. Diversification is required in order to limit potential losses on individual securities or issuers.

D. Yield: The investment portfolio shall be designed with the objective of attaining a market yield throughout budgetary and economic cycles, taking into account the investment risk constraints and the cash flow characteristics of the portfolio. The portfolio risk shall be measured periodically against a benchmark based on City cash flows and the authorized securities.

Performance Standards

The investment portfolio shall be managed in accordance with the parameters specified within this policy and always within consistently safe and prudent treasury management procedures.

Market Yield (Benchmark)

The City's overall investment strategy is passive: Investments are generally held to maturity. The City portfolio shall be compared to a benchmark in order to determine whether market yields are being achieved. The LAIF apportionment rate and the two-year U.S. Treasury Note shall be considered useful benchmarks of the City's portfolio performance.

Marking to Market

The market value of the portfolio shall be calculated quarterly. This will ensure that review of the investment portfolio, in terms of value and price volatility, is performed. In defining market value, consideration shall be given to pronouncements from the Government Accounting Standards Board (GASB) that address the reporting of investment assets and investment income for all investment portfolios held by governmental entities. The fair value of all securities reported in the City's portfolio is based on currently quoted market prices.

5.0 DELEGATION OF AUTHORITY

Authority to manage the investment program is derived from California Government Code Sections 53600, et seq. Management responsibility for the investment program is hereby delegated to the City Treasurer (Treasurer), who shall establish written procedures for the operation of the investment program consistent with this Policy. Procedures should include: safekeeping, collateral/depository agreements and banking services contracts, as appropriate. Such procedures shall include explicit delegation of authority to persons responsible for investment transactions.

The Treasurer may delegate certain duties in the investment process and no person may engage in an investment transaction except as provided under the terms of this Policy and the procedures established by the Treasurer. All those involved in the investment process shall be designated investment officers. The Treasurer shall be responsible for all transactions undertaken and shall establish a system of internal controls to regulate the activities of subordinate investment officers.

Under the provisions of California Government Code Sections 53600.3, the Treasurer is a trustee and a fiduciary subject to the prudent investor standard.

Additionally, the Treasurer is required to annually file applicable financial disclosures as required by the Fair Political Practices Commission (FPPC).

6.0 ETHICS AND CONFLICT OF INTEREST

Investment officers and the Treasurer shall refrain from personal business activity that could conflict with the proper execution of the investment program, or could impair their ability to make impartial investment decisions.

No monies shall be deposited in any state or federal credit union if any investment officer or a member of the City Council, City Administrator's office, budget office or treasurer's office also serves on the board of directors, or any committee appointed by the board of directors, or the credit committee or supervisory committee, of the state or federal credit union.

7.0 AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

Depositories

The Treasurer shall maintain a list of approved financial institutions for time and demand deposits, selected on the basis of credit worthiness, financial strength, and minimal capitalization. No public deposit shall be made except in a qualified public depository as established by state laws.

Broker/Dealers

The Treasurer shall maintain a list of broker/dealers (and brokerage subsidiaries of financial institutions) that provide investment services and are located and registered in the State of California. The Treasurer will approve security broker/dealers selected by credit worthiness and service which are authorized to provide brokerage services in the State of California. The Treasurer shall select only broker/dealers in accordance with the requirements of California Government Code Sections 53601.5 who are licensed and in good standing with the California Department of Securities, the Securities and Exchange Commission, Financial Industry Regulatory Authority (FINRA) or other applicable regulatory organizations.

Qualified institutions and dealers are defined as "primary" dealers or regional dealers that qualify under Securities and Exchange Commission Rule 15D3-1 (uniform net capital rule). No public deposit shall be made except in a qualified public depository as established by California law.

The Treasurer will accept and review proposals from financial institutions and/or dealers on an ongoing basis. All financial institutions and dealers seeking to become a provider of investment services with the City will be equally considered. Current information on the authorized financial

institution(s) and/or broker/dealer(s) will be maintained by the Treasurer including audited financial statements, FINRA CRD reports (as applicable), proof of State of California registration, completed authorization to trade agreement and signed City policy certification. All information must be provided and evaluated before any transactions are considered or transacted.

Policy Certification

Before engaging in investment transactions with a broker/dealer or financial institution, the Treasurer shall have received from said firm a signed City Policy Certification Form. This form shall certify that the authorized individual responsible for the City's account with that Firm has reviewed the City's Investment Policy and that the Firm has reviewed and understands the Policy and intends to present investment recommendations and transactions to the City that are authorized and appropriate under the terms and conditions of this Policy.

8.0 COLLATERALIZATION

All individual certificates of deposit in excess of the FDIC insurance coverage (currently \$250,000) must be collateralized. Collateral must meet the requirements of CGC 53652.

Authorized Collateral

Only the following securities are authorized as collateral for time and demand deposits:

- A. Obligations of the United States, its agencies or instrumentalities, or evidence of indebtedness of the United States guaranteed as to principal and interest including Mortgage Back Securities and Collateralized Mortgage Obligations which pass the bank test.
- B. Obligations of any US state or of a County, City or other political subdivision of any state having been rated as investment grade (investment rate no less than "A" or its equivalent) by two nationally recognized rating agencies.

9.0 SAFEKEEPING AND CUSTODY

All securities purchased or acquired shall be delivered to the City's depository or approved safekeeping institution as required by CGC 53601. All security transactions entered into by the City shall be conducted on delivery-versus-payment (DVP) basis. The safekeeping agent shall establish the City's right of ownership by receipt. No securities shall be held by a broker/dealer. The only exception to the foregoing shall be depository accounts and securities purchases made with: LAIF, time certificates of deposit and money market mutual funds, since the purchased securities are not deliverable.

10.0 DIVERSIFICATION

The City will diversify its investments by security type and institution. It is the policy of the City to diversify its investment portfolio. Assets shall be diversified to eliminate the risk of loss resulting from over concentration of assets in a specific maturity, a specific issuer or a specific class of securities. Diversification strategies shall be determined and revised periodically. In establishing specific diversification strategies, the following general policies and constraints shall apply:

- A. Portfolio maturities shall be matched versus liabilities to avoid undue concentration in a specific maturity sector.
- B. Maturities selected shall provide for stability of income and liquidity.
- C. Disbursement and payroll dates shall be covered through maturities investments, marketable US Treasury bills or other cash equivalent instruments such as money market mutual funds.
- D. Types of securities or positions will be diversified in accordance with the Policy that limits investments by investment type.

11.0 REPORTING

In accordance with CGC 53646(b) (1), on a timely basis, the Treasurer shall submit a quarterly investment report to the City Council giving detail information on the portfolio and bank positions with summary information to permit an informed outside reader to evaluate the performance of the investment program.

Such a quarterly report shall be presented and the report shall include, at a minimum, a complete description of each position in the portfolio including the type of investments, the issuers, maturity dates par values and the current market value. The report will include all funds managed for City by third party contracted advisors/managers. The report would also include the source of the portfolio valuation and compare their performance of the whole portfolio to its benchmark(s).

As specified in CGC 53646(e), if all funds are placed in LAIF or FDIC-insured accounts and/or in a county investment pool, the foregoing report elements may be replaced by copies of the latest statements from such institutions. The report would also include a certification that (1) all investment actions executed since the last report have been made in full compliance with this Policy or must specify in what manner the portfolio is not in compliance and, (2) the City will meet its expenditure obligations for the next six months or provide an explanation regarding why sufficient monies shall or may not be available, as required by CGC 53646(b) (2) and (3), respectively. The Treasurer shall maintain a complete record and shall present a timely record of all investment transactions.

Market prices for the calculation of market value will be obtained from independent sources.

12.0 AUTHORIZED INVESTMENT INSTRUMENTS

The City is empowered by the California Government Code to invest in a variety of securities and investment transactions. The City has further restricted the authorized investments to match City needs and risk tolerance levels by this Policy.

Allowable investments for the portfolio of the City are limited by California Government Code Sections 53601 Et seq., 53635. Percentages of Investment Participation and percentages of Maximum Participation apply at the time of purchase. Purchased transactions may not exceed five year maturities. No exception to this Policy is authorized until this Policy is amended and the amended Policy is approved by City Council. The investment instruments and percentage of participation permitted by this Policy are stated below.

A. Interest Bearing Accounts

City deposits may be kept in any demand checking or savings accounts at authorized financial institutions as identified in California Government Code Sections 53648 provided that they are adequately insured by FDIC or secured with proper collateral as prescribed by Government Code Sections 53656 and/or 53658 and further defined by this Policy. Funds may be automatically swept from the above accounts into authorized investment instruments limited as to percentage of investment participation by this Policy.

B. Obligation of the U.S. Government

United States Treasury notes, bonds, bill, or securities behind which the faith and credit of the United States is pledged for the payment of principal and interest.

Maximum Maturity:	5 Years
Investment Participation	90%

C. Federal Agency and Instrumentality Securities

Obligations of the agencies, instrumentalities and government sponsored enterprises of the US Government including debentures issued by FNMA, FHLB, FHLMC and FFCB but excluding mortgage-backed securities.

Maximum Maturity:	5 Years
Investment Participation:	90%

D. Bankers' Acceptances

Bills of exchange or time drafts drawn on and accepted by a US banking corporation which will be liquidated in full at maturity and is eligible as collateral from a Federal Reserve Bank.

Maximum Maturity:	180 days
Investment Participation:	30%
	10% per bank
Credit Requirement:	A1/P1 by one nationally recognized rating agency

E. Commercial Paper

A short-term, unsecured promissory note issued by financial and non-financial corporations to raise short-term cash. These issuing corporations must have total assets in excess of \$500,000,000. Eligible paper is further limited to issuing corporations that are organized and operating within the United States.

Maximum Maturity:	270 days
Investment Participation:	25% of portfolio
	10% per issuer
Credit Requirement:	A1/P1 by two nationally recognized rating agencies

F. FDIC Insured or Collateralized Certificates of Deposit (Time Deposits), Including Placement Service Certificates of Deposit

Issued by commercial banks with federal deposit insurance available for amounts up to \$250,000. Financial institutions must provide collateral for deposits over \$250,000. Before purchase, the Treasurer must verify the FDIC status of the issuing bank (FDIC.gov).

Maximum Maturity:	5 Years
Investment Participation	30%

G. Share Certificates

Share (time) deposits from Credit Unions for amounts up to \$250,000 backed by National Credit Union Share Insurance Fund (NCUSIF)

Maximum Maturity	5 Years
Investment Participation	10%

H. Negotiable Certificates of Deposit Securities

FDIC insured certificate of deposit securities issued by commercial banks and sold on the secondary market. Before purchase the Treasurer must verify FDIC status of the issuing bank (FDIC.gov).

Maximum Maturity:	5 Years
Investment Participation	30%

I. Medium Term Notes

Medium Term Notes issued by corporations organized and operating within the United States or by depository institutions licensed by the United States or any states and operating within the United States. One nationally recognized rating agency must rate notes eligible for investment in the "AA" category. This includes the lowest AA rating category, which is AA- for Standard and Poor's and Fitch, and AA3 for Moody's.

If the credit rating of the security falls below the "A" grade, it must be sold and removed from the City Portfolio.

Maximum Maturity:	5 Years
Investment Participation:	30%

J. State of California Investment Pool, (Local Agency Investment Fund, i.e. LAIF)

A constant dollar pooled investment fund managed by the State Treasurer's office, which operates like a money market fund for the exclusive benefit of governmental entities within California and maintains a \$1 NAV.

Investment Participation:	Maximum allowed by LAIF
	(Currently \$65MM per Account)

K. Money Market Mutual Funds

AAA rated money market mutual funds which strive to maintain a \$1 NAV.

Investment Participation: 20%

L. Taxable Municipal Bonds

California Government Code 53601 (d) and (e) permits public agencies to invest in obligations from any US State (in addition to California), as well as California local agency obligations, including bonds payable solely out of the revenues from a revenue producing property owned, controlled, or operated by a state or California local agency or by a department, board, agency or authority of that state or California local agency. One nationally recognized rating agency must rate the bonds in the highest A category. This includes A+ for Standard and Poor's and Fitch, and A1 for Moody's.

If the credit rating of the security falls below the "A" grade, it must be sold and removed from the City Portfolio.

Maximum Maturity 5 years (per State Code)

Investment Participation 20%

The Investment Participation calculation is based on Amortized Book Value of Investments including investments held by the Fiscal Agent.

Securities which have become unauthorized by a change in Policy or law but which were authorized by Policy when purchased will continue to be considered authorized until maturity or sale. If the security is sold or when it matures, all proceeds shall be invested under the current Policy.

M. Prohibited Investments

Under the provisions of CGC 53601.6, the City shall not invest any funds covered by this Policy in inverse floaters, range notes, interest-only strips derived from mortgage pools or any investment that may result in a zero interest accrual if held to maturity.

N. Investment Pools/Money Market Funds

A thorough investigation of the pool/fund is required prior to investing, and on a continual basis. The investigation will, at a minimum, obtain the following:

- A description of eligible investment securities, and a written statement of investment policy and objectives.
- A description of interest calculations and how it is distributed, and how gains and losses are treated.
- A description of how the securities are safeguarded (including the settlement processes), and how often the securities are priced and the program audited.
- A description of who may invest in the program, how often, what size deposit and withdrawal are allowed.
- A schedule for receiving statements and portfolio listings
- A description of how the pool/fund maintain reserves, retained earnings, etc. or is all income after expenses distributed to participants
- A fee schedule that discloses when and how fees are assessed.
- The eligibility of the pool/fund to invest in bond proceeds and a description of its practices.

Money market funds must be registered with the Securities and Exchange Commission and which comply with rule 2a7 of the Investment Company Act of 1940. The dollar weighted average maturity of the portfolio shall be less than ninety (90) days and the portfolio is managed to maintain a one dollar (\$1.00) share price. Also, the fund shall meet either of the following criteria: (a) Attained the highest ranking or the highest letter and numerical rating provided by not less than two Nationally Recognized Statistical-Rating Organizations; (b) retained an investment adviser registered or exempt from registration with the Securities and Exchange Commission with not less than five years' experience managing money market mutual funds with assets under management in excess of five hundred million dollars (\$500,000,000).

The purpose of this investigation is to determine the suitability of a pool or fund and evaluate the risk of placing funds with that pool or fund.

13.0 INTERNAL CONTROLS

A system of internal controls will be established by the Treasurer and maintained to reasonably assure that assets are protected from loss, theft, or misuse and to assure compliance with Federal and State regulations, City Council direction, and prudent cash management procedures.

A. OPERATIONAL INTERNAL CONTROL PROCEDURES

Guidelines/procedures addressing operational internal controls will be established by the Treasurer and maintained to reasonably assure that assets are protected from loss, theft, or misuse and to assure compliance with Federal and State regulations, City Council direction, and prudent cash management procedures.

The guidelines/procedures for operational internal controls shall address the following points at a minimum:

- Control of collusion,
- Separation of transaction authority from accounting and record keeping,
- Custodial safekeeping,
- Clear delegation of authority,
- Written confirmation for all transactions, and
- Review, maintenance and monitoring of security procedures both manual and automated.

Annually the Treasurer shall perform an internal compliance audit to assure compliance with requirements of this Policy and state statutes.

B. POLICY DIRECTED INTERNAL CONTROLS

Specific controls established for the safety of the portfolio and its management must be maintained and include:

1. Delivery versus Payment

All securities shall be purchased on a delivery versus payment (DVP) settlement basis. Funds shall not be released until receipt of the security by the City's approved custodian. The custodian shall provide the City with proof of ownership or claim by an original document delivered to the City.

2. Cash Flow Forecasting

Cash flow forecasting is designed to protect and sustain cash flow requirements of the City. The Treasurer will analyze and maintain a cash flow plan to monitor and forecast cash positions for investment purposes.

3. Competitive Bidding

All security transactions will be made on a competitive basis to assure the City is receiving good market rates. When issued, securities should be compared to other securities available in the secondary market.

4. Monitoring Credit Ratings

The Treasurer shall monitor, on no less than a monthly basis, the credit rating on all authorized investments in the portfolio which require credit ratings based upon independent information from a nationally recognized rating agency. If any security falls below the

minimum rating required by Policy, the Treasurer shall notify the City Administrator of the loss of rating, and liquidate the investment within two days with options for possible liquidation.

5. Monitoring FDIC Status for Mergers and Acquisitions

The Treasurer shall monitor, on no less than a weekly basis, the status and ownership of all banks issuing negotiable CD securities owned by the City based upon information from the FDIC (fdic.gov). If any bank has been acquired or merged with another bank in which CDs are owned by the City, the Treasurer shall immediately liquidate any CD which places the City above the FDIC insurance level. The exception to the above is if the FDIC grandfathers the acquired or merged bank. In these instances, both banks are covered by FDIC insurance until the first maturity at either bank.

6. Review of Investment Portfolio

The securities held by the City must be in compliance with Authorized and Suitable Investments at the time of purchase. The City Treasurer shall establish procedures to report to the City Council, major and critical incidences of noncompliance identified through the review of the portfolio.

7. Annual Audit

There will be an annual audit conducted by an independent, outside auditing firm to ensure compliance with all regulations and this Policy of the City.

14.0 RISK TOLERANCES

The City recognizes that investment risks can result from issuer defaults, market price changes or various technical complications leading to temporary illiquidity. Portfolio diversification is employed as a way to control risk. The Treasurer is expected to display prudence and review issuer information in the selection of securities as a way to minimize default risk. No individual investment transaction shall be undertaken which jeopardizes the total capital position of the overall portfolio. The Treasurer shall periodically establish guidelines and strategies to control risks of default, market price changes and illiquidity.

It is explicitly recognized that in a diversified portfolio, occasional measured losses may occur, and must be considered within the context of overall investment return. Any swaps undertaken must be positive to the City's financial position within a three month time horizon from the sell side maturity date.

15.0 ADOPTION OF INVESTMENT POLICY

This Policy shall be reviewed annually, and submitted to the City Council for adoption by resolution on an annual basis. The report to the City Council shall note any changes made to the Policy.

GLOSSARY OF INVESTMENT TERMS

AGENCY: A debt security issued by a federal or federally sponsored agency. Federal agencies are backed by the full faith and credit of the U.S. Government (i.e. Government National Mortgage Association). Federally sponsored agencies (FSA's) are backed by each particular agency with a market perception that there is an implicit government guarantee (i.e. Federal National Mortgage Association).

ASKED PRICE: The price at which securities are offered for sale, also known as offering price.

BENCHMARK: A comparative base for measuring the performance or risk tolerance of the investment portfolio. A benchmark should represent a close correlation to the level of risk and the average duration of the portfolio's investments.

BID PRICE: The price offered by a buyer of securities. (When you are selling securities, you ask for a bid.)

BOND PROCEEDS: The money paid to the issuer by the purchaser or underwriter of a new issue of municipal securities. These moneys are used to finance the project or purpose for which the securities were issued and to pay certain costs of issuance as may be provided in the bond contract.

BOOK VALUE: The value at which a debt security is shown on the holder's balance sheet. Book value is often acquisition cost plus/minus amortization and accretion, which may differ significantly from the security's current value in the market.

BROKER: Someone who brings buyers and sellers together and is compensated for his/her service.

CERTIFICATE OF DEPOSIT (CD): A time deposit with a specific maturity evidenced by a certificate. Large denomination CDs are typically negotiable.

COLLATERAL: Securities, evidence of deposit or other property which a borrower pledges to secure repayment of a loan. Also refers to securities pledged by a bank to secure deposits of public monies.

CREDIT QUALITY: The measurement of the financial strength of a bond issuer. This measurement helps an investor to understand an issuer's ability to make timely interest payments and repay the loan principal upon maturity. Generally, the higher the credit quality of a bond issuer, the lower the interest rate paid by the issuer because the risk of default is lower. Credit quality ratings are provided by a Nationally Recognized Statistical-Rating Organization.

CREDIT RISK: The risk to an investor that an issuer will default in the payment of interest and/or principal on a security.

CUSTODIAN: A bank or other financial institution that keeps custody of stock certificates and other assets.

CURRENT YIELD (CURRENT RETURN): A yield calculation determined by dividing the annual interest received on a security by the current market price of that security.

DEALER: A dealer, as opposed to a broker, acts as a principal in all transactions, by buying and selling for his/her own account.

DELIVERY VERSUS PAYMENT: There are two methods of delivery of securities: delivery versus payment and delivery versus receipt. Delivery versus payment is delivery of securities with an exchange of money for the securities. Delivery versus receipt is delivery of securities with an exchange of a signed receipt for the securities.

DERIVATIVES: (1) financial instruments whose return profile is linked to, or derived from, the movement of one or more underlying index or security, and may include a leveraging factor, or (2) financial contracts based upon notional amounts whose value is derived from an underlying index or security (interest rates, foreign exchange rates, equities or commodities).

DIVERSIFICATION: Dividing investment funds among a variety of security types by sector, maturity and quality ratings offering independent returns.

DURATION: A measure of the timing of the cash flows, such as the interest payments and the principal repayment, to be received from a given fixed-income security. This calculation is based on three variables: term to maturity, coupon rate, and yield to maturity. The duration of a security is a useful indicator of its price volatility for given changes in interest rates.

FAIR VALUE: The amount at which an investment could be exchanged in a current transaction between willing parties, other than in a forced or liquidation sale.

FEDERAL CREDIT AGENCIES: Agencies of the Federal Government set up to supply credit to various classes of institutions and individuals, e.g., S&L's, small-business firms, students, farmers, farm co-operatives, and exporters.

FEDERAL DEPOSIT INSURANCE CORPORATION (FDIC): A federal agency that insures bank deposits currently up to \$250,000 per deposit.

FEDERAL HOME LOAN BANKS (FHLB): Government sponsored wholesale banks (currently 12 regional banks) that lend funds and provide correspondent banks services to member commercial banks, thrift institutions, credit unions and insurance companies.

FEDERAL NATIONAL MORTGAGE ASSOCIATION (FNMA): FNMA is a federal corporation working under the auspices of the Department of Housing and Urban Development (HUD). It is the largest single provider of residential mortgage funds in the United States. Fannie Mae, as the corporation is called, is a private stockholder-owned corporation. The corporation's purchases include a variety of adjustable mortgages and second loans, in addition to fixed-rate mortgages.

FEDERAL OPEN MARKET COMMITTEE (FOMC): Consists of seven members of the Federal Reserve Board and five of the twelve Federal Reserve Bank Presidents. The President of the New York Federal Reserve Bank is a permanent member, while the other Presidents serve on a rotating basis. The Committee

periodically meets to set Federal Reserve guidelines regarding purchases and sales of Government Securities in the open market as a means of influencing the volume of bank credit and money.

FEDERAL RESERVE SYSTEM: The central bank of the United States created by Congress and consisting of a seven member Board of Governors in Washington, D.C., twelve Regional Banks and about 5,700 commercial banks that are members of the system.

FINANCIAL INDUSTRY REGULATORY AUTHORITY (FINRA): A self-regulatory organization (SRO) responsible for governing business between brokers, dealers and the investing public.

GOVERNMENT ACCOUNTING STANDARDS BOARD (GASB): A standard-setting body, associated with the Financial Accounting Foundation, which prescribes standard accounting practices for governmental units.

GOVERNMENT NATIONAL MORTGAGE ASSOCIATION (GNMA or Ginnie Mae): Securities influencing the volume of bank credit guaranteed by GNMA and issued by mortgage bankers, commercial banks, savings and loan associations, and other institutions. Security holder is protected by full faith and credit of the U.S. Government. Ginnie Mae securities are backed by the FHA, VA, or FMHA mortgages. The term "pass-throughs" is often used to describe Ginnie Maes.

GOVERNMENT SECURITIES: An obligation of the U.S. government, backed by the full faith and credit of the government. These securities are regarded as the highest quality of investment securities available in the U.S. securities market. See "Treasury Bills, Notes, and Bonds."

INTEREST RATE RISK: The risk associated with declines or rises in interest rates which cause an investment in a fixed-income security to increase or decrease in value.

INTERNAL CONTROLS: An internal control structure designed to ensure that the assets of the entity are protected from loss, theft, or misuse. The internal control structure is designed to provide reasonable assurance that these objectives are met. The concept of reasonable assurance recognizes that 1) the cost of a control should not exceed the benefits likely to be derived and 2) the valuation of costs and benefits requires estimates and judgments by management. Internal controls should address the following points:

- a. Control of collusion - Collusion is a situation where two or more employees are working in conjunction to defraud their employer.
- b. Separation of transaction authority from accounting and record keeping - By separating the person who authorizes or performs the transaction from the people who record or otherwise account for the transaction, a separation of duties is achieved.
- c. Custodial safekeeping - Securities purchased from any bank or dealer including appropriate collateral (as defined by state law) shall be placed with an independent third party for custodial safekeeping.
- d. Avoidance of physical delivery securities - Book-entry securities are much easier to transfer and account for since actual delivery of a document never takes place. Delivered securities must be

properly safeguarded against loss or destruction. The potential for fraud and loss increases with physically delivered securities.

- e. Clear delegation of authority to subordinate staff members - Subordinate staff members must have a clear understanding of their authority and responsibilities to avoid improper actions. Clear delegation of authority also preserves the internal control structure that is contingent on the various staff positions and their respective responsibilities.
- f. Written confirmation of transactions for investments and wire transfers - Due to the potential for error and improprieties arising from telephone and electronic transactions, all transactions should be supported by written communications and approved by the appropriate person. Written communications may be via fax if on letterhead and if the safekeeping institution has a list of authorized signatures.
- g. Development of a wire transfer agreement with the lead bank and third-party custodian - The designated official should ensure that an agreement will be entered into and will address the following points: controls, security provisions, and responsibilities of each party making and receiving wire transfers.

LIQUIDITY: A liquid asset is one that can be converted easily and rapidly into cash without a substantial loss of value. In the money market, a security is said to be liquid if the spread between bid and asked prices is narrow and reasonable size can be done at those quotes.

LOCAL AGENCY INVESTMENT FUND (LAIF): Chapter 730, Statutes of 1976 of the State of California, established the Local Agency Investment Fund. This fund enables local governmental agencies to remit money not required for immediate needs to the State Treasurer for the purpose of investment. In order to derive the maximum rate of return possible, the State Treasurer has elected to invest these monies with State monies as a part of the Pooled Money Investment Account. Each local governmental unit has the exclusive determination of the length of time its money will be on deposit with the State Treasurer. At the end of each calendar quarter, all earnings derived from investments are distributed by the State Controller to the participating government agencies in proportion to each agency's respective amounts deposited in the Fund and the length of time such amounts remained therein. Prior to the distribution, the State's costs of administering the program are deducted from the earnings.

MARK-TO-MARKET: The process whereby the book value or collateral value of a security is adjusted to reflect its current market value.

MARKET RISK: The risk that the value of a security will raise or decline as a result of changes in market conditions.

MARKET VALUE: The current price at which a security is trading and could presumably be purchased or sold at that particular point in time.

MASTER REPURCHASE AGREEMENT: A written contract covering all future transactions between the parties to repurchase-reverse repurchase agreements that establish each party's rights in the transactions. A master agreement will often specify, among other things, the right of the buyer-lender to liquidate the underlying securities in the event of default by the seller-borrower.

MATURITY: The date upon which the principal or stated value of a financial obligation is due and payable.

MONEY MARKET MUTUAL FUND: Mutual funds that invest solely in money market instruments (short-term debt instruments, such as Treasury bills, commercial paper, bankers' acceptances, repos and federal funds).

MUTUAL FUND: An investment company that pools money and can invest in a variety of securities, including fixed-income securities and money market instruments. Mutual funds are regulated by the Investment Company Act of 1940 and must abide by Securities and Exchange Commission (SEC) disclosure guidelines.

NATIONALLY RECOGNIZED STATISTICAL-RATING ORGANIZATION (NRSRO): Standard and Poor's, Moody's, and Fitch Financial Services are examples of such organizations.

OFFER: An indicated price at which market participants are willing to sell a security or commodity. Also referred to as the "Ask price."

PAR VALUE: The amount of principal that must be paid at maturity. Also referred to as the face amount of a bond, normally quoted in \$1,000 increments per bond.

PORTFOLIO: Combined holding of more than one stock, bond, commodity, real estate investment, cash equivalent, or other asset. The purpose of a portfolio is to reduce risk by diversification.

PRINCIPAL: The face value or par value of a debt instrument, or the amount of capital invested in a given security.

PRIMARY DEALER: A group of government securities dealers who submit daily reports of market activity and monthly financial statements to the Federal Reserve Bank of New York and are subject to its informal oversight. Primary dealers include Securities and Exchange Commission (SEC) registered securities broker/dealers, banks and a few unregulated firms.

PRINCIPAL: (1) The face amount or par value of a debt instrument. (2) One who acts as a dealer buying and selling for his own account.

RATE OF RETURN: The yield obtainable on a security based on its purchase price or its current market price. This may be the amortized yield to maturity on a bond or the current income return.

REINVESTMENT RISK: The risk that a fixed-income investor will be unable to reinvest income proceeds from a security holding at the same rate of return currently generated by that holding.

REPURCHASE AGREEMENT (RP OR REPO): A holder of securities sells these securities to an investor with an agreement to repurchase them at a fixed price on a fixed date. The security "buyer" in effect lends the "seller" money for the period of the agreement, and the terms of the agreement are structured to compensate the buyer for this. Dealers use RP extensively to finance their positions. Exception: When the Federal Reserve is said to be doing RP, it is lending money that is increasing bank reserves.

REVERSE REPURCHASE AGREEMENT: An agreement of one party (for example, a financial institution) to purchase securities at a specified price from a second party (such as a public agency) and a simultaneous agreement by the first party to resell the securities at a specified price to the second party on demand or at a specific date.

RISK: Degree of uncertainty of return on an asset.

RULE 2A-7 OF THE INVESTMENT COMPANY ACT: Applies to all money market mutual funds and mandates such funds to maintain certain standards, including a 13-month maturity limit and a 90-day average maturity on investments, to help maintain a constant net asset value of one dollar (\$1.00).

SAFEKEEPING SERVICE: A service to customers rendered by banks for a fee whereby securities and valuables of all types and descriptions are held in the bank's vault for protection and security.

SECONDARY MARKET: A market is made for the purchase and sale of outstanding issues following the initial distribution.

SECURITIES LENDING: An agreement under which a local agency agrees to transfer securities to a borrower who, in turn, agrees to provide collateral to the local agency. During the term of the agreement, both the securities and the collateral are held by a third party. At the conclusion of the agreement, the securities are transferred back to the local agency in return for the collateral.

STRUCTURED NOTES: Notes issued by Government Sponsored Enterprises, (FHLB, FNMA, FHLMC, etc.), and Corporations that have imbedded options, (e.g., call features, step-up coupons, floating rate coupons, derivative-based returns), into their debt structure. Their market performance is impacted by the fluctuation of interest rates, the volatility of the imbedded options and shifts in the shape of the yield curve.

SWAP: Trading one asset for another.

TOTAL RETURN: The sum of all investment income plus changes in the capital value of the portfolio.

TREASURY BILLS: Short-term U.S. government non-interest bearing discounted debt securities with maturities of no longer than one year and issued in minimum denominations of \$10,000. Auctions of three- and six-month bills are weekly, while auctions of one-year bills are monthly. The yields on these bills are monitored closely in the money markets for signs of interest rate trends.

TREASURY BOND: A long-term coupon-bearing U.S. Treasury security issued as a direct obligation of the U.S. Government and having an initial maturity of more than 10 years and issued in minimum denominations of \$1,000.

TREASURY NOTE: A medium-term coupon-bearing U.S. Treasury security issued as a direct obligation of the U.S. Government and having an initial maturity of from one to ten years and issued in denominations ranging from \$1,000 to \$1 million or more.

UNIFORM NET CAPITAL RULE: Securities and Exchange Commission (SEC) Rule 15C3-1 outlining requirements that member firms as well as nonmember broker-dealers in securities maintain a maximum ratio of indebtedness to liquid capital of 15 to 1; also called net capital rule and net capital ratio. Indebtedness covers all money owed to a firm, including margin and commitments to purchase securities, one reason new public issues are spread among members of underwriting syndicates. Liquid capital includes cash and assets easily converted into cash.

VOLATILITY: A degree of fluctuation in the price and valuation of securities.

YIELD: The current rate of return on an investment security generally expressed as a percentage of the security's current price. (a) **INCOME YIELD** is obtained by dividing the current dollar income by the current market price for the security. (b) **NET YIELD** or **YIELD TO MATURITY** is the current income yield minus any premium above par or plus any discount from par in purchase price, with the adjustment spread over the period from the date of purchase to the date of maturity of the bond.

REPORT TO THE CITY COUNCIL

COUNCIL MEETING OF:
November 1, 2017

AGENDA ITEM NUMBER:
C-1

Approved By:



PLANNING MANAGER



CITY ADMINISTRATOR

SUBJECT: Public hearing and consideration of introduction of an ordinance deleting in its entirety Title X, Chapter 3, Section 513 (Secondary Dwelling Units) of the Madera Municipal Code and replacing it with Title X, Chapter 3, Section 513 (Accessory Dwelling Units), and amending Subsection 10-3.504.1 (R; Uses Allowed With Zoning Administrator Permit) in order to address recently adopted state laws, AB 2299 (Bloom) and SB 1069 (Wieckowski).

RECOMMENDATION:

In order to address the requirements of recently adopted state legislation, staff and the Planning Commission recommend that the City Council, after considering public testimony, introduce the ordinance.

ANALYSIS

The City's current secondary dwelling unit ordinance (Ord. 607 C.S.) was passed on December 15, 1993, and amended (Ord. 752 C.S.) on May 21, 2003.

The State of California recently adopted into law two interrelated pieces of legislation that mandate the passage of an accessory dwelling unit ordinance. AB 2299 (Bloom) and SB 1069 (Wieckowski) set revised standards for the development of second units on single family residential properties. Since 1993, the current Zoning Ordinance has made provision for these residential housing units via Section 10-3.513, which provided for secondary dwelling units. With the adoption of this revised ordinance, the Zoning Ordinance will essentially change the name of secondary dwelling units to accessory dwelling units and provide for revised development standards compelled by and consistent with the new state laws.

There are some fundamental changes in the revised ordinance. For instance:

- Ordinance provides for specific application and permitting process, with a decision required within 120 days.
- Application must comply with standardized set of development standards implemented within a ministerial process.
- Accessory Dwelling Units are allowed on more properties.
- Parking standards have been relaxed in certain instances.
- Impact fees have been waived in certain scenarios.
- Deed restrictions have been required to insure owner occupants reside on the premises.
- A "junior" accessory dwelling unit has been recognized.

Cumulatively, although an ordinance was already in place that provided for second units within single-family residential properties, the proposed, revised ordinance is hoped to simplify the process and encourage accessory dwelling units as integral components of neighborhoods within the urban fabric of the City, as envisioned by the mandated new state laws.

FISCAL IMPACT:

This ordinance amendment is not expected to have any meaningful fiscal impact. Although the ordinance may result in additional permits being processed in support of constructing accessory dwelling units, the fees collected will in effect offset the cost of providing that service.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN:

The ordinance amendment will further the core vision statements in the Vision Plan of “a well-planned city” by incorporating “best zoning practices.”

ATTACHED:

Planning Commission Resolution No. 1822
Ordinance

RESOLUTION NO. 1822

RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF MADERA RECOMMENDING TO THE CITY COUNCIL OF THE CITY OF MADERA ADOPTION OF AN ORDINANCE AMENDING THE MADERA MUNICIPAL CODE TO PROVIDE FOR COMPLIANCE WITH RECENTLY ADOPTED STATE LAW AB 2299 (BLOOM) AND SB 1069 (WIECKOWSKI) RELATING TO ACCESSORY DWELLING UNITS.

WHEREAS, the City of Madera has adopted the mandatory elements of the General Plan, as required by the State of California; and

WHEREAS, the City has adopted regulations and established policies toward the betterment of public welfare; and

WHEREAS, the City has adopted zoning regulations and established land use zones to further implement the General Plan; and

WHEREAS, State law also provides for periodic review, updates, and amendments of its various Plans and Codes; and

WHEREAS, the Planning Commission recommends to the City Council of the City of Madera adoption of an ordinance amending the Madera Municipal Code to provide for compliance with recently adopted state law AB 2299 (Bloom) and SB 1069 (Wieckowski) relating to accessory dwelling units; and

WHEREAS, the Madera Municipal Code authorizes the Planning Commission to initiate Code Amendments through adoption of a Resolution; and

WHEREAS, the Planning Commission has completed its final review and evaluated information contained in the Staff Report.

NOW THEREFORE BE IT RESOLVED BY THE PLANNING COMMISSION OF THE CITY OF MADERA AS FOLLOWS:

1. The above recitals are true and correct.
2. The proposed ordinance is exempt under Section 15282(h) of the California Environmental Quality Act "CEQA", which statutorily exempts the adoption of an ordinance regarding second units in a single-family residential zone.

3. It is recommended that the City Council of the City of Madera adopt an ordinance amending the Madera Municipal Code to provide for compliance with recently adopted state law AB 2299 (Bloom) and SB 1069 (Wieckowski) relating to accessory dwelling units, as set forth in the attached Exhibit 'A'.

4. This resolution is effective immediately upon adoption.

* * * * *

Passed and adopted by the Planning Commission of the City of Madera this 10th day of October 2017, by the following vote:

AYES: Jim DaSilva, Israel Cortes, Pamela Tyler, Bruce Norton,
Robert Gran Jr., Richard Broadhead
NOES: None

ABSTENTIONS: None

ABSENT: Kenneth Hutchings



Robert Gran Jr., Vice Chairperson
City Planning Commission

Attest:



Christopher Boyle
Planning Manager

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE MADERA MUNICIPAL CODE DELETING IN ITS ENTIRETY TITLE X, CHAPTER 3, SECTION 513 (SECONDARY DWELLING UNITS) OF THE MADERA MUNICIPAL CODE AND REPLACING IT WITH TITLE X, CHAPTER 3, SECTION 513 (ACCESSORY DWELLING UNITS), AND AMENDING SUBSECTION 10-3.504.1 (R; USES ALLOWED WITH ZONING ADMINISTRATOR PERMIT) IN ORDER TO ADDRESS RECENTLY ADOPTED STATE LAWS, AB 2299 (BLOOM) AND SB 1069 (WIECKOWSKI)

THE CITY COUNCIL OF THE CITY OF MADERA DOES ORDAIN AS FOLLOWS:

SECTION 1. The Planning Commission of the City of Madera and this Council have held public hearings and have determined that the proposed ordinance is consistent with the General Plan as amended.

SECTION 2. The Planning Commission and the City Council of the City of Madera have determined that the ordinance is consistent with the purpose and intent of Chapter 3 of Title X of the Madera Municipal Code.

SECTION 3. Section 10-3.513 of Chapter 3 of Title X to the Madera Municipal Code is hereby deleted in its entirety and replaced as follows:

[§ 10-3.513 ACCESSORY DWELLING UNITS.

Accessory dwelling units shall comply with the requirements of this Section.

(A) For the purposes of this chapter, the following definitions shall apply:

ACCESSORY DWELLING UNIT. An attached or detached dwelling unit that provides complete independent living facilities on the same parcel as a legal single family residence, including permanent provisions for living, sleeping, eating, cooking and sanitation. An accessory dwelling unit may be located within the living space of an existing primary single-family residence, may be an efficiency dwelling as defined in Section 17958.1 of the California Health and Safety Code, and may be a manufactured home, as defined in Section 18007 of the California Health and Safety Code. Accessory dwelling units are not accessory uses as defined in this Section.

JUNIOR ACCESSORY DWELLING UNIT. A unit that is no more than 500 square feet in size and contained entirely within an existing single-family structure, and utilizing an existing bedroom, and containing an efficiency kitchen. A junior accessory dwelling unit may include separate sanitation facilities, or may share sanitation facilities with the existing structure.”

(B) Purpose. The provisions of this Section are intended to set standards, in compliance with California Government Code Sections 65582.1, 65852.2, and 65852.22, for the development of accessory dwelling units so as to increase the supply of smaller and affordable housing while

ensuring that such housing remains compatible with the existing neighborhood. It is not the intent of this chapter to override lawful use restrictions as set forth in Conditions, Covenants and Restrictions.

(C) General requirements. An accessory dwelling unit:

- (1) May be located on any R (Residential) Zone District lot that allows single-family or multifamily dwellings and that contains only one single-family detached dwelling;
- (2) May be located on any PD (Planned Development) Zone District lot wherein a Precise Plan allowing for the construction of accessory dwelling units has been approved. In all cases, the Precise Plan shall provide that only one accessory dwelling unit shall be permitted per parcel;
- (3) Is not subject to the density requirements of the General Plan, but shall otherwise be consistent with the General Plan's principles, goals and policies.
- (4) Shall not be allowed on, or adjacent to, real property that is listed in the California Register of Historic Places.
- (5) Shall not be used for rentals with terms of less than 30 days.
- (6) Shall not be sold separate from the primary residence.

(D) Permit requirements. An application for an accessory dwelling unit that complies with all applicable requirements of this Section shall be approved ministerially.

(E) Application and processing requirements.

- (1) Step One—Submittal. An application for a Zoning Administrator Permit to allow for an accessory dwelling unit shall be submitted to the Planning Department concurrent with an application for a building permit. In addition to the standard submittal requirements for a building permit, an application for a Zoning Administrator Permit to allow for an accessory dwelling unit shall include all of the following (except as noted in Subsection (1)(i) below):
 - (a) Plot plan. A plot plan, drawn to scale, showing the dimensions of the perimeter of the parcel proposed for the accessory dwelling unit; the location and dimensioned setbacks of all existing and proposed structures on the site and structures located within 50 feet of the site; all easements, building envelopes, and special requirements of the subdivision as shown on the Final Map and improvement plans, if any; and average slope calculations for the site.
 - (b) Floor plan. A floor plan, drawn to scale, showing the dimensions of each room, and the resulting floor area. The use of each room shall be identified, and the size and location of all windows and doors shall be clearly shown.

- (c) Elevations. Architectural elevations of each side of the proposed structure showing all openings, exterior finishes, original and finish grades, stepped footing outline, and roof pitch.
 - (d) Materials and color board. A materials and color board for the existing residence and the proposed second dwelling unit.
 - (e) Cross sections. Building cross sections including structural wall elements, roof, foundation, fireplace and any other sections necessary to illustrate earth-to-wood clearances and floor to ceiling heights.
 - (f) Photographs. Color photographs of the site and adjacent properties, taken from each property line of the site, to show the project site and adjacent sites. Label each photograph and reference to a separate site plan indicating the location and direction of each photograph.
 - (g) Deed Restrictions. Deed restrictions completed, signed and ready for recordation.
 - (h) Fee. A fee corresponding to the fee for a Zoning Administrator Permit shall be paid at time of submittal.
 - (i) Applications for accessory dwelling units which do not modify a building's exterior are not required to submit c, d, or f above.
- (2) Step two—Decision. The Department shall act on the application for Zoning Administrator Permit to allow for an accessory dwelling unit within 120 days of submittal of a complete application. The Zoning Administrator Permit shall be issued only if the proposed accessory dwelling unit complies with all applicable standards in this Section.
- (3) Utility Connection Fees.
- (a) Except as provided in subsection (3)(b), a separate new utility connection and payment of a connection fee or capacity charge pursuant to State law and City fee schedule will be required for any new accessory dwelling unit.
 - (b) No new or separate utility connection or related connection fee or capacity charge will be required for accessory dwelling units that are internal conversions of existing space within a single family residence or permitted accessory structure constructed as habitable space.

(F) Development standards. A Zoning Administrator Permit to allow for an accessory dwelling unit shall be issued only if the unit complies with the following development standards:

- (1) Setbacks.

(a) R (Residential) Zone District. An accessory dwelling unit shall comply with the setback requirements of the applicable residential zoning district for the primary dwelling, except as follows:

1. A new detached single-story accessory dwelling unit shall observe a front setback of 20 feet, a rear setback of 5 feet, an interior side setback of 5 feet, and a corner side setback of 15 feet.
2. A new detached two-story accessory dwelling unit shall observe a front setback of 20 feet, a rear setback of 15 feet, an interior side yard setback of 5 feet for a one-story portion, and 10 feet for a two-story portion, and a corner side yard setback of 15 feet.
3. An accessory dwelling unit that is fully contained within the existing space of a single-family residence or within an approved accessory structure and has independent exterior access from the existing residence or structure shall adhere to the setback requirements of the residential zone it is located within.
4. No portion of an attached or detached accessory dwelling unit shall be closer than 10 feet to a primary dwelling on an adjacent lot.
5. A setback of no less than five feet from the side and rear property lines is required for any accessory dwelling unit. No existing nonconforming structures built within less than 5 feet of any property line may be converted to an accessory dwelling unit.
6. A detached accessory dwelling unit shall always be located within 100 feet of the primary dwelling, but never closer to the primary dwelling than permitted by the California Building Code.

(b) PD (Planned Development) Zone District. An accessory dwelling unit shall comply with the setback requirements as defined within the approved Precise Plan applicable to the primary dwelling.

(2) Maximum floor area.

- (a) New detached unit. No newly constructed detached accessory dwelling unit may contain floor area in excess of 1,200 square feet.
- (b) New attached unit. No newly constructed attached accessory dwelling unit may contain floor area in excess of 50% of the existing residential square footage or 1,200 square feet, whichever is less.
- (c) Internal conversion. An accessory dwelling unit created entirely by the internal conversion of an existing single family dwelling shall not occupy more than 45

percent of the existing floor area of the residence, excluding the garage, nor shall it exceed 1,200 square feet, or a maximum of 1,200 square feet for detached accessory structures.

- (3) Height limit. A one-story accessory dwelling unit shall not exceed a maximum height of 16 feet. A two-story accessory dwelling unit shall not exceed a maximum height of 27 feet.
- (4) Open Space. An accessory dwelling unit shall provide an additional 500 square feet of open space, in addition to the open space requirements of the primary residential dwelling on the parcel.
- (5) Architectural compatibility. If visible from a public street, an accessory dwelling unit shall incorporate the same or substantially similar architectural features, building materials and colors as the main dwelling unit and/or compatible dwellings located on adjacent properties.
- (6) Privacy. A balcony, window or door of a second story accessory dwelling unit shall be designed to lessen privacy impacts to adjacent properties. Appropriate design techniques may include obscured glazing, window placement above eye level, screening treatments, or locating balconies, windows and doors toward the existing on-site residence.
- (7) Existing development. A single-family dwelling must already exist on the lot or shall be constructed on the lot in conjunction with the construction of the accessory dwelling unit.
- (8) Number per lot. A maximum of one accessory dwelling unit and one junior accessory dwelling unit shall be permitted on any lot.
- (9) Parking. One off-street parking space is required for an accessory dwelling unit, except as set forth below. The off-street parking shall be permitted uncovered, compact, tandem and in setback areas, unless the review authority determines that tandem parking or parking within a setback is not feasible due to specific site or topographical or fire and life safety conditions. No off-street parking shall be required if one or more of the following circumstances exist:
 - (a) The accessory dwelling unit is 750 square feet or less in area.
 - (b) The accessory dwelling unit is located within one-half mile of public transit.
 - (c) The accessory dwelling unit is located within a historic preservation district.
 - (d) The accessory dwelling unit is part of the existing primary residence or an existing accessory structure.

- (e) When on-street parking permits are required but not offered to the occupant of an accessory dwelling unit.
 - (f) When there is a car share vehicle located within one block of the accessory dwelling unit.
 - (g) To qualify for an exception, the applicant must provide supporting evidence, such as a map illustrating the location of the accessory dwelling unit and its proximity to a public transit stop or car share vehicle or its location within a historic preservation district, or proof of local parking permit requirements.
 - (h) If a garage, carport, or covered parking is demolished or converted in conjunction with the construction of an accessory dwelling unit, replacement parking spaces must be provided in any configuration on the lot, including as uncovered, compact, tandem parking and within a setback area.
- (10) Deed restrictions. Prior to occupancy of an accessory dwelling unit, the property owner shall file with the County Recorder a deed restriction containing a reference to the deed under which the property was acquired by the owner and stating that:
- (a) The accessory dwelling unit shall not be sold separately from the single family residence;
 - (b) The accessory dwelling unit shall not exceed 1200 square feet and shall comply with the development standards in Subsection (E);
 - (c) The accessory dwelling unit shall be considered legal only so long as either the primary residence or the accessory dwelling unit is occupied by the owner of record of the property. Such owner-occupancy, however, shall not be required if the property owner is a governmental agency, land trust or non-profit housing organization; and
 - (d) The restrictions shall run with the land and be binding upon any successor in ownership of the property. Lack of compliance shall void the approval of the accessory dwelling unit and may result in legal action against the property owner.
 - (e) The developer of a subdivision that includes accessory dwelling units shall record the deed restrictions required by this Subsection prior to the recordation of the Final Map or Parcel Map. Each lot with a accessory dwelling unit shall remain unoccupied until the property transfers ownership, allowing for compliance with the recorded owner-occupancy restriction.

(G)Junior Accessory Unit. The following provisions are intended to set standards, in compliance with California Government Code Section 65852.22, for the development of junior accessory dwelling units so as to increase the supply of smaller and affordable housing while ensuring that such housing remains compatible with the existing neighborhood. It is not the

intent of this Section to override lawful use restrictions as set forth in Conditions, Covenants and Restrictions.

(1) General requirements. A junior accessory dwelling unit:

- (a) May be located on any R (Residential) Zone District lot that allows single family or multifamily dwellings and that contains only one single-family detached dwelling. Only one junior accessory dwelling unit and one standard accessory dwelling unit shall be permitted per parcel;
- (b) May be located on any PD (Planned Development) Zone District lot wherein a Precise Plan allowing for the construction of junior accessory dwelling units has been approved. In all cases, the Precise Plan shall provide that only one junior accessory dwelling unit shall be permitted per parcel;
- (c) Is not subject to the density requirements of the General Plan, but shall otherwise be consistent with the General Plan's principles, goals and policies.
- (d) Shall not be allowed on, or adjacent to, real property that is listed in the California Register of Historic Places.
- (e) Shall not be used for rentals with terms of less than 30 days.
- (f) Shall not be sold separate from the primary residence.

(2) Permit requirements. An application for a Zoning Administrator Permit to allow for a junior accessory dwelling unit that complies with all applicable requirements of this Section shall be approved ministerially.

(3) Application and processing requirements.

- (a) Step One—Submittal. The application for a Zoning Administrator Permit to allow for a junior accessory dwelling unit shall be submitted to the Planning Department concurrent with an application for a building permit. In addition to the standard submittal requirements for a building permit, an application for a Zoning Administrator Permit to allow for a junior accessory dwelling unit shall include all of the following:
 - 1. Plot plan. A plot plan, drawn to scale, showing the dimensions of the perimeter of the parcel proposed for the junior accessory dwelling unit; the location and dimensioned setbacks of all existing and proposed structures on the site and structures located within 50 feet of the site; all easements, building envelopes, and special requirements of the subdivision as shown on the Final Map and improvement plans, if any; and average slope calculations for the site.

2. Floor plan. A floor plan, drawn to scale, showing the dimensions of each room, the area devoted to the junior accessory dwelling unit, and the resulting floor areas of the junior accessory dwelling unit and of the primary residence. The use of each room shall be identified, and the size and location of all windows and doors shall be clearly shown. The plan shall identify whether separate or shared sanitation facilities are proposed.
3. Deed Restrictions. Deed restrictions completed, signed and ready for recordation.
4. Fee. A fee corresponding to the fee for a Zoning Administrator Permit shall be paid at time of submittal.

(b) Step two—Decision. The Department shall act on an application for a Zoning Administrator Permit to allow for a junior accessory dwelling unit within 120 days of submittal of a complete application. A Zoning Administrator Permit to allow for a junior accessory dwelling unit shall be issued only if the proposed junior accessory dwelling unit complies with all applicable standards in this Section.

(c) Utility Connection Fees.

1. No new or separate utility connection and no connection fee for water sewer, or power is required for a junior accessory dwelling unit.

(4) Development standards. A Zoning Administrator Permit to allow for a junior accessory dwelling unit shall be issued only if the unit complies with the following development standards:

- (a) Maximum floor area. The junior accessory dwelling unit shall not exceed 500 square feet in area.
- (b) Existing development. The junior accessory dwelling unit shall be contained entirely within the existing walls of an existing single-family dwelling and shall utilize one of the existing bedrooms.
- (c) Kitchen. The junior accessory dwelling unit must contain an efficiency kitchen with the minimum criteria:

1. A sink with a maximum waste line diameter of 1.5 inches.
2. A cooking facility with appliances that do not require electrical service greater than 120 volts, or natural or propane gas.
3. A food preparation counter and storage cabinets that are of reasonable size in relation to the size of the junior accessory dwelling unit.

- (d) Sanitation. Bathroom facilities may be separate from or shared with the single family dwelling.
 - (e) Entrance. The junior accessory dwelling unit shall include an exterior entrance separate from the main entrance to the single family dwelling, and an interior entry into the main living area. The junior accessory dwelling unit may include a second interior doorway for sound attenuation.
 - (f) Parking. Off-street parking shall not be required for junior accessory dwelling units that meet the development standards.
- (5) Deed restrictions. Prior to occupancy of a junior accessory dwelling unit, the property owner shall file with the County Recorder a deed restriction containing a reference to the deed under which the property was acquired by the owner and stating that:
- (a) The junior accessory dwelling unit shall not be sold separately from the single family residence;
 - (b) The junior accessory dwelling unit shall not exceed 500 square feet and shall comply with the development standards in Subsection F;
 - (c) The junior accessory dwelling unit shall be considered legal only so long as either the primary residence or the junior accessory dwelling unit is occupied by the owner of record of the property. Such owner-occupancy, however, shall not be required if the property owner is a governmental agency, land trust or non-profit housing organization; and
 - (d) The restrictions shall run with the land and be binding upon any successor in ownership of the property. Lack of compliance shall void the approval of the junior accessory dwelling unit and may result in legal action against the property owner.
 - (e) The developer of a subdivision that includes junior accessory dwelling units shall record the deed restrictions required by this Subsection prior to the recordation of the Final Map or Parcel Map. Each lot with a junior accessory dwelling unit shall remain unoccupied until the property transfers ownership, allowing for compliance with the recorded owner-occupancy restriction.]

SECTION 4. Subsection 1 of Section 504 of Chapter 3 of Title X to the Madera Municipal Code is hereby amended as follows:

§ 10-3.504.1 R; USES ALLOWED WITH ZONING ADMINISTRATOR'S PERMIT.

(A) The following uses shall be permitted subject to the approval by the Zoning Administrator:

- (1) [Accessory dwelling units and junior accessory dwelling units] ~~Second dwelling with kitchen facilities on the same lot as primary residence~~ subject to the standards contained in § 10-3.513.
- (2) Manufactured housing.
- (3) Home occupations (appealed).
- (4) Gas and electric transmission lines, electrical transmission and distribution substations, gas regulator stations, communications equipment buildings, public service pumping stations, and elevated pressure tanks.

(B) Other approvals as per Zoning Administrative Code Section.

SECTION 5. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or void for any other reason.

SECTION 6. This Ordinance shall be effective and of full force and effect at 12:01 am on the thirty-first day after its passage.

* * * * *

COUNCIL MEETING OF:
November 1, 2017

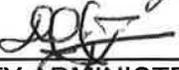
AGENDA ITEM NUMBER:
C-2

REPORT TO THE CITY COUNCIL

Approved By:



PLANNING MANAGER



CITY ADMINISTRATOR

SUBJECT:

Public hearing and consideration of introduction of an ordinance rezoning approximately 7,500 square feet located on the west side of North K Street, north of its intersection with West Yosemite Avenue (118 North K Street) from the R2 (Medium Density Residential) to the R3 (High Density Residential) Zone District, and consideration of adoption of a resolution amending the General Plan land use designation on the 118 North K Street property from the LD (Low Density Residential) land use designation to the HD (High Density Residential) land use designation.

RECOMMENDATION:

The Planning Commission and staff recommend that the Council, after considering public testimony, adopt a resolution approving the General Plan amendment and introduce an ordinance rezoning the subject property.

DISCUSSION:

Background

The owner/applicant desires to have the opportunity to increase the density of the project parcel in the future. No specific development project has been proposed by the owner/applicant at this time. The motivating factor in the applicant's effort toward preparing the property for a development project is the ongoing development of a professional office complex on the property immediately south. The Council recently approved an ordinance rezoning those adjoining parcels to the WY (West Yosemite Professional Office) Zone District. The requested increase in residential density is also compatible with the existing residential density of the apartment complex located immediately north.

General Plan Amendment

The General Plan currently designates the project site as LD (Low Density), which allows for the development of traditional single family residential neighborhoods at a density of between 2.1 and 7 units per acre. The applicant has requested a change in General Plan land use designation to the HD (High Density) land use designation, which provides for residential development at a density of at least 15.1 units per acre. The HD land use designation would provide consistency between the proposed R3 (High Density Residential) and the expected future development of a multifamily residential project on the subject property.

Rezone

The project site is currently within the R2 (Medium Density Residential) Zone District. The property is currently developed with two residential units which results in existing development that is consistent with zoning but inconsistent with the existing General Plan land use designation. Approval of the proposed rezone to the R3 (High Density Residential) would provide the required consistency between zoning and the proposed change in General Plan, ultimately providing a higher density of development than currently allowed.

General Plan Conformity

General Plan Goal CD-1 calls for “the City of Madera [to] require that all new development is well-planned and of the highest possible quality. The City will seek to build an image of Madera as a contemporary small city with vibrant, livable neighborhoods and walkable pedestrian -and bicycle- oriented development.” Goals CD-2 expands that vision by requiring that “all new development shall adhere to the basic principles of high-quality urban design, architecture and landscape architecture.” Although no development is currently proposed, the proposed rezoning will provide the foundation for future development consistent with the goals and policies of the General Plan. Any future proposed development will require, at a minimum, the approval of site plan review, wherein findings of General Plan conformance are required.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN:

The first of the four core vision statements in the Vision Plan is “a well-planned city”. The Council, by considering how this proposal relates to surrounding development, is actively implementing Strategy 201 of the Vision Plan which encourages the redevelopment of property.

FISCAL IMPACT:

None.

REFERENCE MATERIALS:

Aerial Map

General Plan Map

Zoning Map

Planning Commission Resolution No. 1821

City Council Resolution

Exhibit A – General Plan Land Use Map

Exhibit B – Zoning Map

Ordinance

Exhibit A - Zoning Map

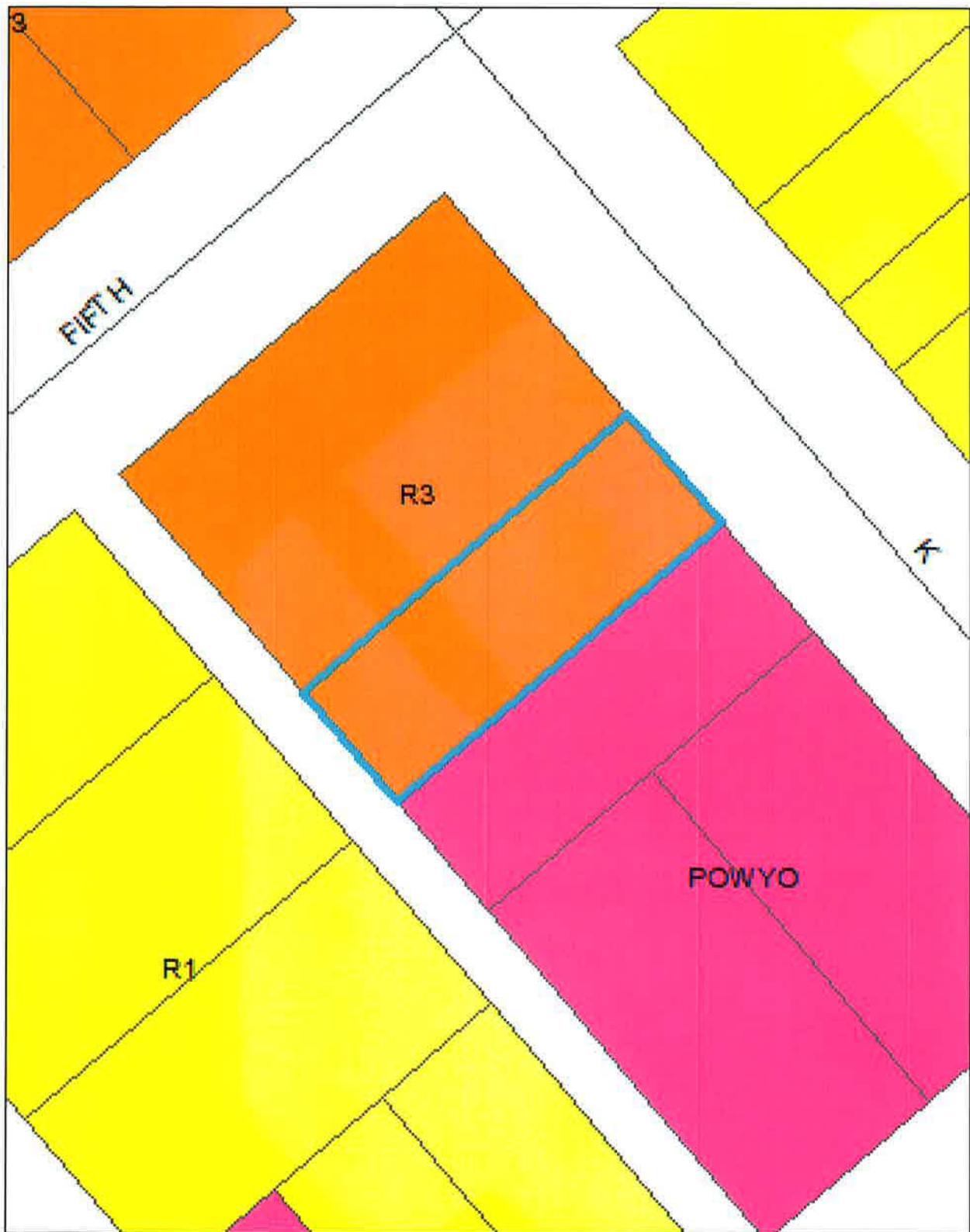
Aerial Photo



General Plan Map



Zoning Map



RESOLUTION NO. 1821

RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF MADERA RECOMMENDING TO THE CITY COUNCIL OF THE CITY OF MADERA APPROVAL OF AN AMENDMENT OF THE GENERAL PLAN CHANGING THE LAND USE DESIGNATION OF ONE PARCEL ENCOMPASSING APPROXIMATELY 7,500 SQUARE FEET LOCATED AT 118 NORTH K STREET FROM THE LD (LOW DENSITY) GENERAL PLAN LAND USE DESIGNATION TO THE HD (HIGH DENSITY) GENERAL PLAN LAND USE DESIGNATION AND REZONING OF THE PROPERTY FROM THE R2 (MEDIUM DENSITY RESIDENTIAL) ZONE DISTRICT TO THE R3 (HIGH DENSITY RESIDENTIAL) ZONE DISTRICT

WHEREAS, State Law requires that local agencies adopt General Plans containing specific mandatory elements; and

WHEREAS, the City of Madera has adopted a Comprehensive General Plan Update and Environmental Impact Report, and the City of Madera is currently in compliance with State mandates relative to Elements of the General Plan; and

WHEREAS, State law also provides for periodic review, updates, and amendments of its various plans; and

WHEREAS, the City has initiated an amendment to the Madera General Plan amending the land use designation for approximately 7,500 square feet of property located at 118 North K Street from the LD (Low Density) land use designation to the HD (High Density) land use designation, as shown in the attached Exhibit A; and

WHEREAS, the City has initiated a Rezone of the property from the R2 (Medium Density Residential) Zone District to the R3 (High Density Residential) Zone District, as shown in the attached Exhibit B; and

WHEREAS, the proposed General Plan amendment and Rezone will provide the required consistency between the General Plan and Zoning Ordinance; and

WHEREAS, the proposed General Plan amendment and Rezone are compatible with the neighborhood and are not expected to be detrimental to the health, safety, peace, comfort or general welfare of the neighborhood or the City; and

WHEREAS, the proposed General Plan amendment and rezone are exempt under Section 15061(b)(3) of the California Environmental Quality Act "CEQA" which states that the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and since it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.; and

WHEREAS, public notice of this public hearing was given by mailed and published notice in accordance with the applicable State and Municipal Codes and standard practices; and

WHEREAS, the Planning Commission has completed its review of the staff report and documents submitted for the proposed project, evaluated the information and considered testimony received as a part of the public hearing process.

NOW THEREFORE BE IT RESOLVED BY THE PLANNING COMMISSION OF THE CITY OF MADERA AS FOLLOWS:

1. The above recitals are true and correct.
2. The Planning Commission hereby recommends that the Madera General Plan land use map be amended as specified in attached Exhibit "A".
3. The proposed amendment to the Land Use Map is hereby found consistent with all elements of the Madera General Plan.
4. The proposed Rezone is hereby found to be consistent with all elements of the Zoning Ordinance, including the Zoning Map as amended by this application.
5. The Planning Commission hereby recommends the City Council adopt an ordinance rezoning property as specified within the attached Exhibit "B".
6. This resolution is effective immediately.

* * * * *

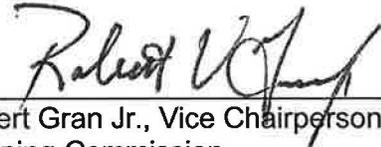
Passed and adopted by the Planning Commission of the City of Madera this 10th day of October, 2017, by the following vote:

AYES: Jim DaSilva, Israel Cortes, Pamela Tyler, Bruce Norton,
Robert Gran Jr., Richard Broadhead

NOES: None

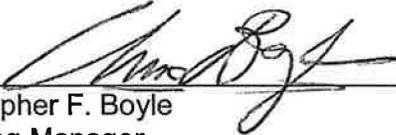
ABSTENTIONS: None

ABSENT: Kenneth Hutchings



Robert Gran Jr., Vice Chairperson
Planning Commission

Attest:

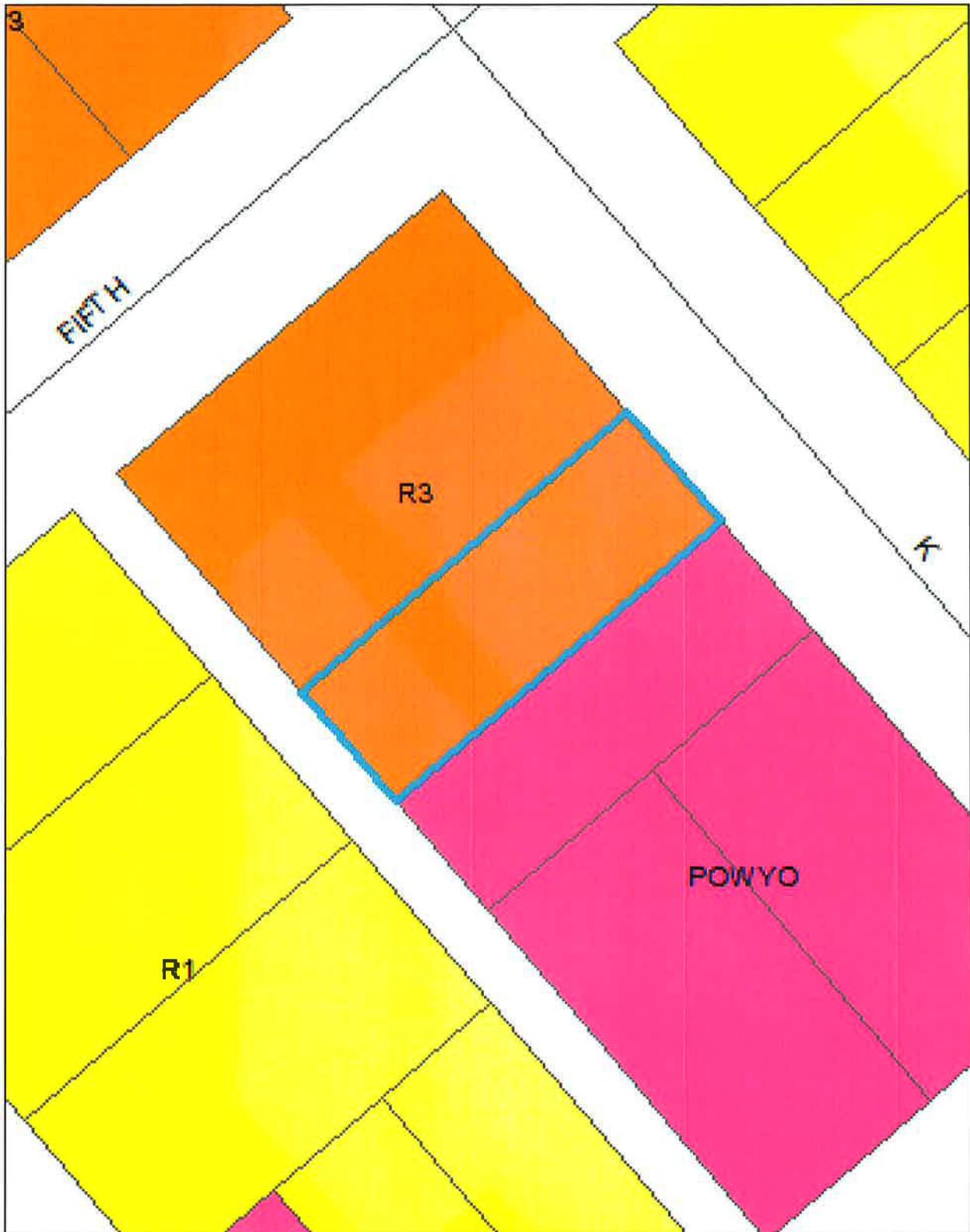


Christopher F. Boyle
Planning Manager

PLANNING COMMISSION RESOLUTION NO. 1821
EXHIBIT 'A'



PLANNING COMMISSION RESOLUTION NO. 1821
EXHIBIT 'B'



RESOLUTION NO. ____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING AN AMENDMENT OF THE GENERAL PLAN CHANGING THE LAND USE DESIGNATION OF ONE PARCEL ENCOMPASSING APPROXIMATELY 7,500 SQUARE FEET LOCATED AT 118 NORTH K STREET FROM THE LD (LOW DENSITY) GENERAL PLAN LAND USE DESIGNATION TO THE HD (HIGH DENSITY) GENERAL PLAN LAND USE DESIGNATION AND REZONING OF THE PROPERTY FROM THE R2 (MEDIUM DENSITY RESIDENTIAL) ZONE DISTRICT TO THE R3 (HIGH DENSITY RESIDENTIAL) ZONE DISTRICT

WHEREAS, State Law requires that local agencies adopt General Plans containing specific mandatory elements; and

WHEREAS, the City of Madera has adopted a Comprehensive General Plan Update and Environmental Impact Report, and the City of Madera is currently in compliance with State mandates relative to Elements of the General Plan; and

WHEREAS, State law also provides for periodic review, updates, and amendments of its various plans; and

WHEREAS, the City has initiated an amendment to the Madera General Plan amending the land use designation for approximately 7,500 square feet of property located at 118 North K Street from the LD (Low Density) land use designation to the HD (High Density) land use designation, as shown in the attached Exhibit A; and

WHEREAS, the City has initiated a Rezone of the property from the R2 (Medium Density Residential) Zone District to the R3 (High Density Residential) Zone District, as shown in the attached Exhibit B; and

WHEREAS, the proposed General Plan amendment and Rezone will provide the required consistency between the General Plan and Zoning Ordinance; and

WHEREAS, the proposed General Plan amendment and Rezone are compatible with the neighborhood and are not expected to be detrimental to the health, safety, peace, comfort or general welfare of the neighborhood or the City; and

WHEREAS, the proposed General Plan amendment and rezone are exempt under Section 15061(b)(3) of the California Environmental Quality Act "CEQA" which states that the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment, and since it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.; and

WHEREAS, the Planning Commission of the City of Madera held a public hearing on October 10, 2017, and adopted a resolution recommending to the City Council approval of the General Plan amendment; and

WHEREAS public notice of this public hearing was given by mailed and published notice in accordance with the applicable State and Municipal Codes and standard practices; and

WHEREAS, the City Council has completed its review of the staff report and documents submitted for the proposed project, evaluated the information and considered testimony received as a part of the public hearing process.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MADERA AS FOLLOWS:

1. The above recitals are true and correct.
2. Based on the testimony and information presented at the hearing, and all of the evidence in the whole of the record pertaining to this matter, the City Council hereby finds that the Madera General Plan land use map be amended as specified in attached Exhibit "A".
3. Based on the testimony and information presented at the hearing, and all of the evidence in the whole of the record pertaining to this matter, the City Council hereby finds that the proposed amendment to the Land Use Map is hereby found consistent with all elements of the Madera General Plan.
4. Based on the testimony and information presented at the hearing, and all of the evidence in the whole of the record pertaining to this matter, the City Council hereby finds that

the proposed rezoning is consistent with all elements of the General Plan, including the amended Land Use Map, and is hereby approved as specified in Exhibit B.

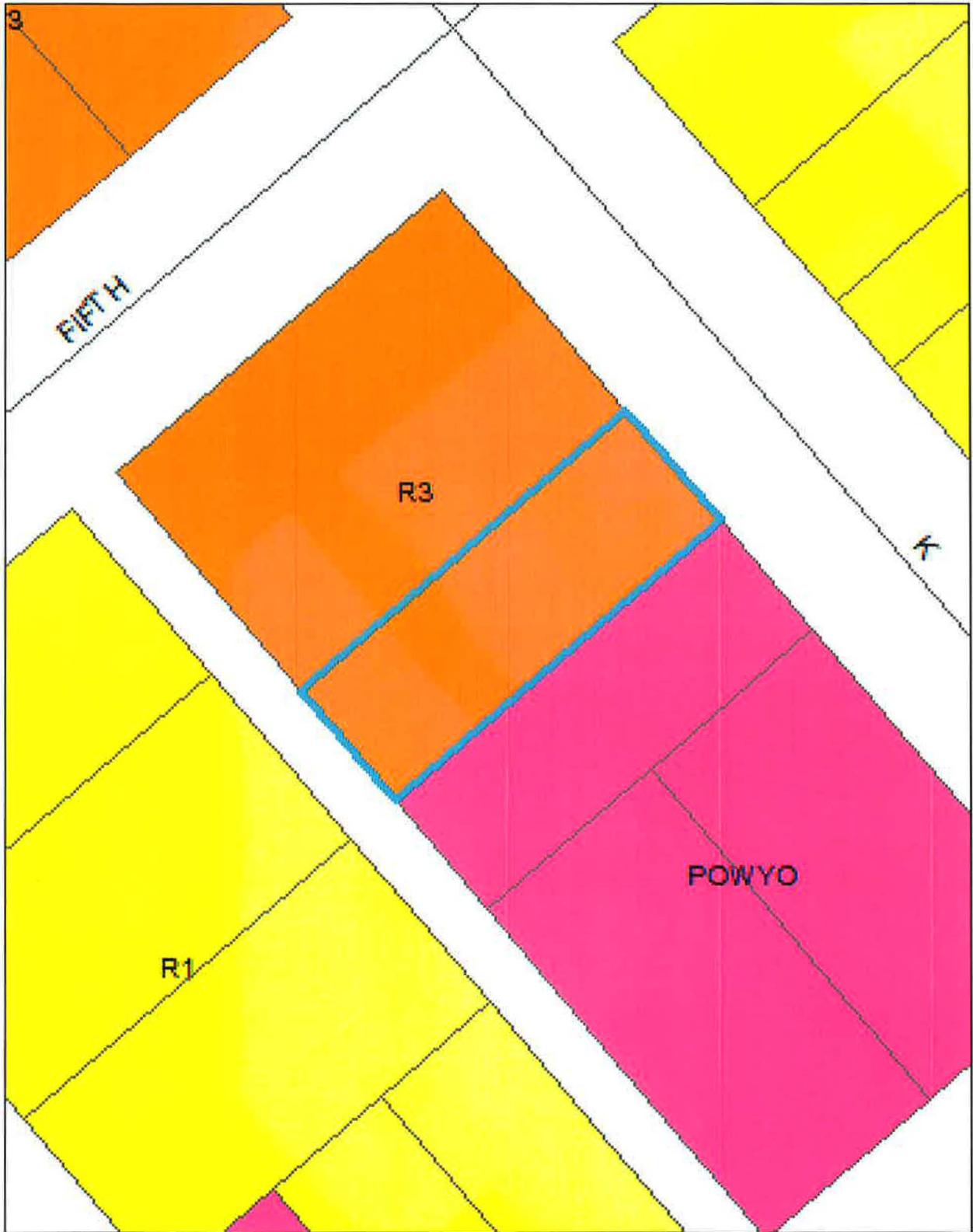
5. This resolution is effective immediately.

* * * * *

RESOLUTION NO. ____
EXHIBIT 'A'



RESOLUTION NO. ____
EXHIBIT 'B'



ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING THE OFFICIAL CITY OF MADERA ZONING MAP REZONING AN APPROXIMATELY 7,500 SQUARE FOOT PARCEL LOCATED AT 118 NORTH K STREET FROM THE R2 (MEDIUM DENSITY RESIDENTIAL) ZONE DISTRICT TO THE R3 (HIGH DENSITY RESIDENTIAL) ZONE DISTRICT AS IDENTIFIED WITHIN EXHIBIT "A"

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MADERA AS FOLLOWS:

SECTION 1. The Planning Commission of the City of Madera and this Council have held public hearings upon the rezoning of this property and have determined that the proposed rezoning is consistent with the General Plan as amended and subsequent development will be in conformance with all standards and regulations of the Municipal Code.

SECTION 2. The City of Madera Zoning Map as provided for in Chapter 3 of Title 10 of the Madera Municipal Code is hereby amended as illustrated in the hereto attached Exhibit "A" which indicates the segment of the City of Madera Zoning Map to be amended. Unless the adoption of this amendment to the Zoning Map is lawfully stayed, thirty-one (31) days after adoption of this amendment, the Planning Director and City Clerk shall cause these revisions to be made to the City of Madera Zoning Map which shall also indicate the date of adoption of this revision and be signed by the Planning Director and City Clerk.

SECTION 3. Based upon the testimony and information presented at the hearing, the adoption of the proposed rezoning is in the best interest of the City of Madera, and the Council hereby approves the rezoning based on the following findings:

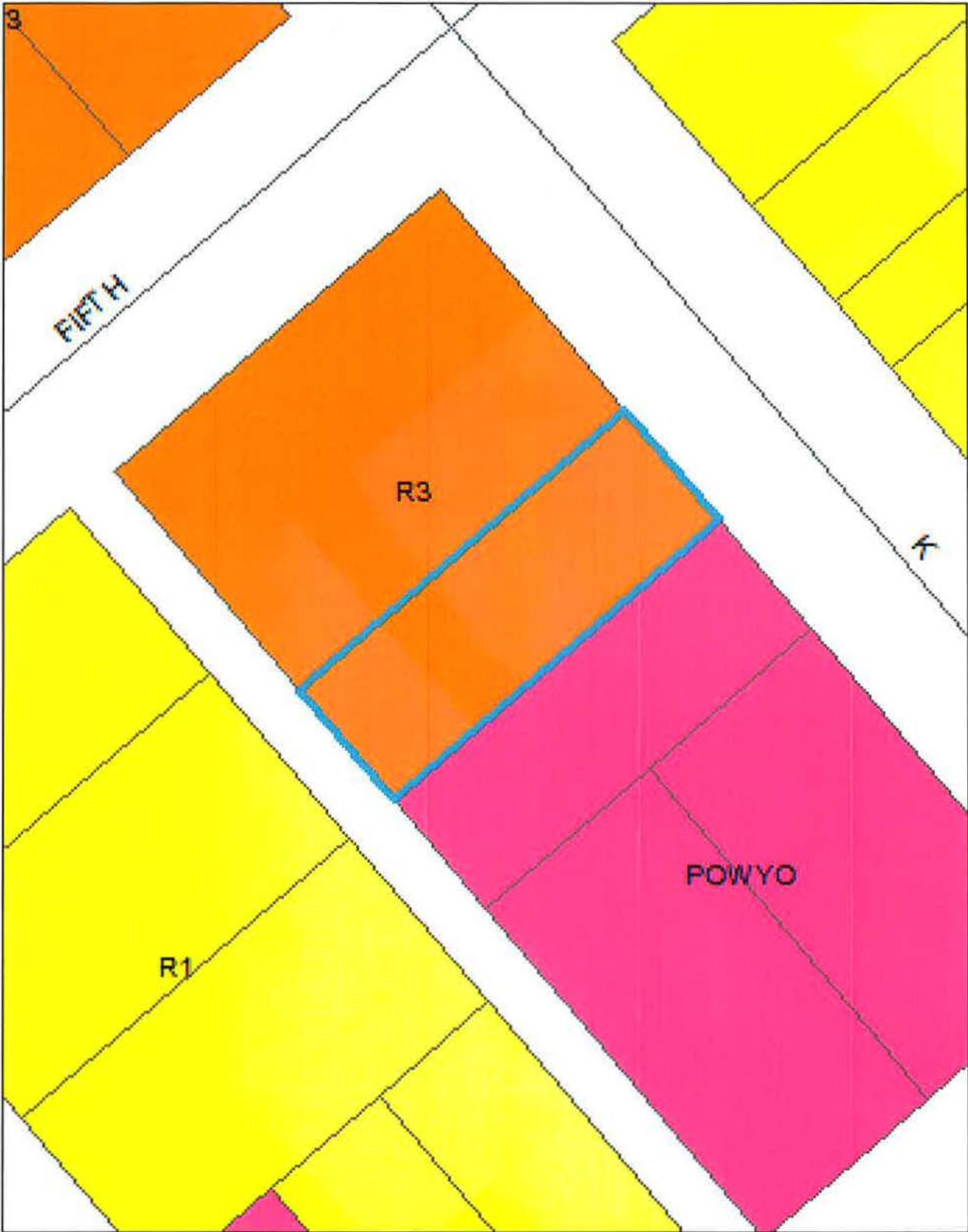
FINDINGS:

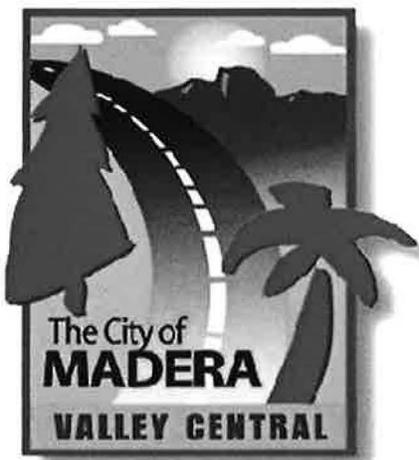
1. THE PROPOSED REZONE WILL PROVIDE THE REQUIRED CONSISTENCY BETWEEN THE GENERAL PLAN AND ZONING ORDINANCE.
2. THE REZONE IS NOT EXPECTED TO BE DETRIMENTAL TO THE HEALTH, SAFETY, PEACE, COMFORT OR GENERAL WELFARE OF THE NEIGHBORHOOD OR THE CITY.
3. CITY SERVICES AND UTILITIES ARE AVAILABLE OR CAN BE EXTENDED TO SERVE THE AREA.

SECTION 4. This Ordinance shall be effective and of full force and effect at 12:01 a.m. on the thirty-first day after its passage.

* * * * *

ORDINANCE - EXHIBIT A





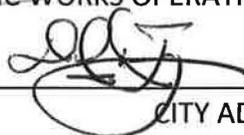
REPORT TO CITY COUNCIL

MEETING DATE: November 1, 2017

AGENDA ITEM NUMBER: E-1

Approved By:


PUBLIC WORKS OPERATIONS DIRECTOR


CITY ADMINISTRATOR

SUBJECT: Consideration of a Proposal to Enter Into a Grant Agreement with the Madera Unified School District for a Water Conservation Pilot Program to Install Central Capable Smart Irrigation Controllers

RECOMMENDATION: Staff recommends that the City Council review and approve a proposal to enter into a grant agreement with the Madera Unified School District to install central capable smart irrigation controllers.

BACKGROUND: With the adoption of new water rates two years ago, funds have been made available to provide funding for water conservation rebates. The City subsequently developed a number of water conservation rebate programs. Any funds not spent on rebates were to be made available for water conservation projects.

Even though the rebates have been expanded and increased, there is still significant funding available for water conservation projects. These funds have been used in past budgets to fund such things as drought tolerant landscaping on Fourth Street and Pine Avenue, installing vertical percolation structures in the City's drainage/percolation basins for ground water recharge, and other water conservation program activities.

DISCUSSION: The Madera Unified School District (MUSD) is one of the City's largest consumers of water for outdoor landscaping within the City's water system. City staff and MUSD have considered ways to conserve water being used for landscaping at MUSD campuses. Staff is recommending that the City Council consider awarding a grant funded by water conservation dollars to MUSD for a pilot program for the installation of central capable smart irrigation controllers at Martin Luther King Middle School - "MLK".

These systems have the potential to save 10%-40% of water used for outdoor landscaping due to the features listed below. That could be approximately 1.8 to 7.2 million gallons of water saving annually for this single facility. Key characteristics of a smart controller system are as follows:

- The system continually computes and adjusts optimal water timing and duration based on the evapotranspiration rates. These rates define the speed at which water will leave the soil depending on real time weather conditions such as temperature, wind speed, solar radiation, humidity and precipitation. Landscape characteristics, such as soil type, slope, plant type and shade, are also factors.
- Flow sensors detect high flow situations indicative of things such as broken sprinkler heads. If a problem is detected, impacted lines are shut off and an electronic notice is sent to staff alerting them that repairs are needed. Flow sensors also detect stations with lower than anticipated flows and alert staff that repairs are needed. Additionally, flow sensors allow the controller to build custom programs that optimize flow based on maximum flow and pressure parameters.

Based on discussions between the internal City team and representatives from Madera Unified, staff recommends that the City's granting of funds for a smart meter system would be achieved through an agreement containing the following features:

- The funds from this grant will only be dispersed for the design and installation of advanced irrigation control equipment and necessary appurtenances, not including changes in irrigation distribution, watering devices or plant material.
- The system shall be designed to address all of the outdoor irrigation at Martin Luther King Middle School.
- The system shall be designed by a professional experienced with advanced irrigation control systems.
- The equipment utilized in the project shall be compatible with the equipment utilized and approved by the City's Parks and Community Services Department.
- The City shall review and approve the design of the project prior to installation and shall verify that the system is installed and functioning as designed.
- Internal project administration costs shall not exceed \$5,000. Any construction performed externally shall be in conformity with California's prevailing wage laws.

In meeting with the School District, the proposed agreement and standardization of equipment was recognized as a positive step in facilitating the mutual interests of the City and District to collaborate on the joint use of green space at school facilities to provide recreational facilities that serve both the school activities and public recreation. While joint utilization is not a specific condition of the Grant, all parties see it as an important goal to be pursued.

If the Council approves of the proposed pilot program Staff would work with the School District to secure the District's approval of the agreement and bring the signed agreement back to Council for final approval and budget adjustments. The proposed grant agreement with MUSD is for an initial pilot program. If the project is successful, subsequent agreements with MUSD and other public entities with large outdoor watering needs could follow. This grant does not preclude MUSD from participating in other water conservation programs and rebates such as turf replacement, etc.

FINANCIAL IMPACT: The \$100,000 of funding for the proposed grant agreement would come from water revenues within the existing unallocated balance of the Water Fund that were collected for water conservation rebates and projects. It would not cause any increase in General Fund Expenses. The amount of this grant is based on a preliminary estimate of costs for these types of projects. There is a potential that an amendment to the initial grant amount could be needed once the design is finalized. Any increase would be brought back for Council's approval.

CONSISTENCY WITH THE VISION MADERA 2025 PLAN: The proposed plan is consistent with Strategy 434: Water Quality and Usage: Ensure continued water supplies to meet the demands of all Maderans through innovative reclamation, conservation and education on water-use.