



Council Meeting:	3/18/15
Item:	B-1
Minutes:	2/18/15

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

**February 18, 2015
6:00 p.m.**

**Council Chambers
City Hall**

CALL TO ORDER

The regular meeting for 2/18/15 was called to order by Mayor Poythress at 6:00 p.m.

ROLL CALL:

Present: Mayor Robert L. Poythress
Mayor Pro Tem William Oliver
Council Member Sally J. Bomprezzi
Council Member Andrew J. Medellin (arrived at 6:20 p.m.)
Council Member Donald E. Holley
Council Member Derek O. Robinson Sr.

Absent: Council Member Charles F. Rigby

Others present were City Administrator David Tooley, City Attorney Brent Richardson, City Clerk Sonia Alvarez, Director of Community Development David Merchen, City Engineer Keith Helmuth, Public Works Operations Director David Randall, Chief of Police Steve Frazier, Director of Parks and Community Services Mary Anne Seay, Director of Human Resources Wendy Silva, Chief Building Official Steve Woodworth, Information Services Manager Ted Uyesaka, Planning Manager Chris Boyle, Fire Chief Nancy Koerperich, and Battalion Chief Jim Forga.

INVOCATION: Chaplain Mike Unger, Madera Rescue Mission

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.

Galen Wright stated he is a retired Administrator of the Madera Unified School District and for the past three years he has been the volunteer coordinator for the Central Valley Regional First Robotics Competition. He advised it will be held for the fourth time beginning March 6, 2015 through Sunday, March 8, 2015. He commented that he is approaching three-quarters of a century in age and asked that they please excuse him if he has been unorganized. He should have been here before and should have carried with him invitations for the Council to attend. He will try to get those to them before the event so that they can, not only attend the event if they wish to but also, Mr. Hollman who is Principal at Madera High School and who is the regional planner for the event, intends to hold another VIP luncheon for folks. He commented that it is going to be very important this year because First, the international organization,

has said that this \$100,000 plus event has been in the red for the past three years and they are in jeopardy of losing the event in their area which would be a great misfortune. Mr. Wright commented that as they know, it is an international activity. Yesterday their students at Madera High School and throughout California bagged and tagged, as they call it, their robots. They were given the design on January the 3rd in a broadcast from NASA to tell them what the game was going to be about and what the parameters of it were. He noted that their local team, 1323, as well as many others have been working feverously to design, construct, and test their robot. He added that this year they will have 50 teams and one of which will travel all the way here from China. He commented that it is a pretty prestigious event for their area and they just wanted to bring it to the Council's attention. He apologized once again for not marking this on his calendar with more anticipation to be ready with handouts and flyers.

Mayor Poythress commented that in spite of that Mr. Wright is always very good at delivering the message. He stated his appreciation for that and agreed that it is a great event for those who have never been, they are missing out. He encouraged everybody here to attend and check out the action. It is very unique and it is remarkable what these young people can do. He thanked Mr. Wright.

Mayor Poythress asked if there is anybody else who would like to make a comment at this time. No other comments were given and Mayor Poythress closed the public comment.

PRESENTATIONS Presentation of Dual Fire Logo (Chief Nancy Koerperich)

Mayor Poythress commented that he doesn't see Chief Koerperich.

City Administrator David Tooley commented that he doesn't know if Chief Koerperich had a conflict or an emergency and suggested that they perhaps hold this item in abeyance and see if she arrives later.

Mayor Poythress was fine with that and advised that they would hold off on presentation.

A. WORKSHOP

There are no items for this section.

B. CONSENT CALENDAR

- B-1 Minutes – 1/21/15
- B-2 Information Only – Warrant Disbursement Report
- B-3 Consideration of a Minute Order Authorizing the Mayor to Execute the Final Proof of Loss for Replacement of Police Canine Max (Report by Wendy Silva)
- B-4 Consideration of a Resolution Reappointing Karen Brown and Appointing Harland T. Walters II and Dynette Fernandes to the City of Madera Beautification Committee (Report by Mary Anne Seay)
- B-5 Consideration of a Minute Order of the Council of the City of Madera, California Authorizing the Acceptance of a Donation to the Madera Police Department K9 Unit (Report by Steve Frazier)
- B-6 Consideration of a Minute Order Authorizing the Mayor to Execute the Release of Liability Claim Form for AAA Insurance Company (Report by Wendy Silva)
- B-7 Consideration of a Minute Order Acceptance of the Construction of Bridge Preventative Maintenance Schnoor Avenue Bridge and Cleveland Avenue Bridge Federal Project No. BPMP 5157 (081) City Project No. ST 11-09 (Report by Keith Helmuth)

- B-8 Consideration of a Resolution Accepting Improvements for El Coronado Estates Subdivision (Report by Keith Helmuth)
- B-9 Consideration of a Resolution Approving Policies and Procedures of the Community Development Block Grant Review and Advisory Committee (Report by Daniel Abdella)

Mayor Poythress asked if members of the Council would like to pull any items from the consent calendar for further discussion or elaboration. No request were made and Mayor Poythress announced that he would accept a motion for action.

ON MOTION BY COUNCIL MEMBER BOMPREZZI, AND SECONDED BY COUNCIL MEMBER ROBINSON, THE CONSENT CALENDAR WAS ADOPTED UNANIMOUSLY BY A VOTE OF 5-0. ABSENT: COUNCIL MEMBERS RIGBY AND MEDELLIN.

RES. NO. 15-31 A RESOLUTION OF THE COUNCIL OF THE CITY OF MADERA, CALIFORNIA REAPPOINTING KAREN BROWN AND APPOINTING HARLAND T. WALTERS II AND DYNETTE FERNANDES TO THE CITY OF MADERA BEAUTIFICATION COMMITTEE

RES. NO. 15-32 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA ACCEPTING IMPROVEMENTS FOR THE EL CORONADO ESTATES SUBDIVISION AND AUTHORIZING THE FILING OF THE NOTICE OF ACCEPTANCE

RES. NO. 15-33 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA ADOPTING POLICIES AND PROCEDURES FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT REVIEW AND ADVISORY COMMITTEE

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

C-1 Second Reading and Consideration of Adoption of an Ordinance Rezoning 2.39-acres Located on the East Side of Emily Way at its Intersection with Joya Drive from the PD-3000 (Planned Development) Zone District to the PD-1500 (Planned Development) Zone District

Planning Manager Chris Boyle advised that for Council's review is a final step in the adoption of an ordinance which rezones a 2.39 acre parcel from the PD-3000 to the PD-1500 zone district. He noted, as a refresher, that Council saw this item recently and approved a precise plan which would allow for the development of a 54 unit apartment complex. Mr. Boyle added that staff and the Planning Commission would continue to recommend adoption of the ordinance. Mr. Boyle offered to answer any questions the Council might have.

Mayor Poythress asked if members of the Council have any questions for Mr. Boyle. No questions were asked and Mayor Poythress asked the City Clerk to read title.

The ordinance was read by title by the City Clerk.

COUNCIL MEMBER BOMPREZZI MADE A MOTION TO WAIVE FURTHER READING AND ADOPT THE ORDINANCE. THE MOTION WAS SECONDED BY MAYOR PRO TEM OLIVER AND ORD. NO. 915 C.S. WAS ADOPTED UNANIMOUSLY BY A VOTE OF 5-0. ABSENT: COUNCIL MEMBERS RIGBY AND MEDELLIN.

ORD. NO. 915 C.S. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING THE OFFICIAL CITY OF MADERA ZONING MAP TO REZONE APPROXIMATELY 2.39 ACRES OF PROPERTY LOCATED ON THE EAST

SIDE OF EMILY WAY AT ITS INTERSECTION WITH JOYA DRIVE FROM THE PD-3000 (PLANNED DEVELOPMENT) ZONE DISTRICT TO THE PD-1500 (PLANNED DEVELOPMENT) ZONE DISTRICT

C-2 Second Reading and Consideration of Adoption of an Ordinance Amending Section 7 of Chapter 9 of Title I of the Madera Municipal Code Pertaining to Notice

City Attorney Brent Richardson commented that this is the same ordinance brought to the Council for introduction at the last regular meeting. As stated before, it basically closes what essentially amounts to a loophole in the language regarding the issuance of notices of violation (NOV's) especially as it pertains to enforcement of abandoned vehicles and that type of thing.

Mayor Poythress asked if members of the Council have any questions for Mr. Richardson. No questions were asked and Mayor Poythress asked the City Clerk to read title.

The ordinance was read by title by the City Clerk.

COUNCIL MEMBER BOMPREZZI MADE A MOTION TO WAIVE FURTHER READING AND ADOPT THE ORDINANCE. THE MOTION WAS SECONDED BY COUNCIL MEMBER HOLLEY AND ORD. NO. 916 C.S. WAS ADOPTED UNANIMOUSLY BY A VOTE OF 5-0. ABSENT: COUNCIL MEMBERS RIGBY AND MEDELLIN.

ORD. NO. 916 C.S. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA AMENDING SECTION 7 OF CHAPTER 9 OF TITLE I OF THE MADERA MUNICIPAL CODE PERTAINING TO NOTICE

C-3 Consideration and Acceptance of a Report on the Status of the Proposed Projects in the Capital Improvement Program for 2015-16 to FY 2019/20 and Authorization to Submit the Capital Improvement Program for 2015-16 to FY 2019/20 to the Planning Commission for Determination of Conformity to the City General Plan

City Engineer Keith Helmuth advised this item serves two purposes. First is to allow Council the opportunity to review and comment on the list of projects proposed in the next fiscal year in the life of the 5-year Capital Improvement Program (CIP). Second is to authorize the submission of these projects to the Planning Commission for a determination that they conform to the City's general plan. He noted that the conformity finding represents an annual requirement and it is part of the state government code and they have to do it every year. Mr. Helmuth stated that most of the projects found in the CIP have been included in last year's conformity finding. He added that those projects have previously been reviewed by both the Council and the Planning Commission. He noted that in total there are 96 projects in this year's CIP with approximately 35 of those being new. He advised that there are multiple departments including Engineering, Community Development, Public Works, Parks, Airport, Transit, and the Redevelopment Agency (RDA) Successor Agency that have projects on this list. He commented that many of the projects in the CIP have federal and state funding and because of restrictions with regard to funding timeframes most of those projects will occur in the next 2 to 3 years. Additionally, the projects included in the CIP do not rely on the general fund. Mr. Helmuth advised that he along with Les Jorgensen and Jose Aguilar from the Engineering Department are available to answer any questions the Council may have about the report or any of the projects within the report.

Mayor Poythress thanked Mr. Helmuth and advised that it is definitely a very impressive list of contracts with a lot of fantastic plans for 15/16. Mayor Poythress asked if members of the Council have any questions for Mr. Helmuth. No questions were asked.

Mayor Poythress asked if Mr. Jorgensen wanted to say anything.

Mr. Helmuth commented that he thinks Mr. Jorgensen is indicating that they are looking for approval to take it to the Planning Commission.

Mayor Poythress noted that the recommendation is number one to consider and accept the status report and two is to authorize the City Engineer to submit the plan noting that it looks like there are two actions.

City Attorney Brent Richardson agreed and suggested they go ahead and take them separately since they have identified them separately.

Mayor Poythress stated he would accept a motion for action on the first item which is to accept the status report.

MAYOR PRO TEM OLIVER MADE A MOTION TO ACCEPT THE STATUS REPORT. THE MOTION WAS SECONDED BY COUNCIL MEMBER ROBINSON AND THE ACCEPTANCE OF THE REPORT ON THE STATUS OF THE PROPOSED PROJECTS IN THE CAPITAL IMPROVEMENT PROGRAM FOR 2015-16 TO FY 2019/20 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 5-0. ABSENT: COUNCIL MEMBERS RIGBY AND MEDELLIN.

Mayor Poythress stated he would accept a motion for the second item.

COUNCIL MEMBER BOMPRESZI MADE A MOTION TO AUTHORIZE THE CITY ENGINEER TO SUBMIT THE REPORT AS RECOMMENDED. THE MOTION WAS SECONDED BY COUNCIL HOLLEY AND THE MOTION FOR AUTHORIZATION TO SUBMIT THE CAPITAL IMPROVEMENT PROGRAM FOR 2015-16 TO FY 2019/20 TO THE PLANNING COMMISSION FOR DETERMINATION OF CONFORMITY TO THE CITY GENERAL PLAN WAS ADOPTED UNANIMOUSLY BY A VOTE OF 5-0. ABSENT: COUNCIL MEMBERS RIGBY AND MEDELLIN.

C-4 Consideration of a Resolution Approving a Tax Sharing Agreement between the City of Madera and County of Madera

City Administrator David Tooley stated in front of the Council this evening is a short term interim master tax sharing agreement for consideration. He advised that its underlying elements have to do with money and land use and those two are obviously related. He noted that it is not surprising that the City's interest and the County's are not necessarily aligned in all respects. He advised that the short term agreement allows them an opportunity to have a cooling off period, have both sides reassess, and try to find some middle ground particularly, the elements with regard to annexation of future properties. He noted that he could go on for a bit but recognized that the Mayor and Council Member Medellin were part of the City's negotiating team. He yielded to Mayor Poythress for any additional comments and added that he would then be happy to answer Council's questions.

Mayor Poythress stated he thinks Mr. Tooley gave a nice brief opening. He thinks the remaining information is in the report that was very well prepared by Mr. Merchen. Mayor Poythress asked if members of the Council have any questions.

Mayor Pro Tem Oliver asked if as part of this there was any direction or agreement as to evaluating the extent of the deferred maintenance costs relating to the conversation on annexing certain parts of the area.

Mr. Tooley responded that there was very specific discussion in that regard. They established a maximum expense with regard to the evaluation for the County. They are working towards an agreement on the scope of that. He commented that it is a fairly straight forward engineering analysis and he thinks they can present an order of magnitude work product that is sufficient for both parties to make a decision. He added that obviously that has to be done within one year. Their intent is to do it sooner rather than later to allow an opportunity for that discussion to take place.

Mayor Poythress asked if there are any other questions. There were no other questions and Mayor Poythress stated he would accept a motion for action.

MAYOR PRO TEM OLIVER MADE A MOTION TO APPROVE THE RESOLUTION. THE MOTION WAS SECONDED BY COUNCIL MEMBER HOLLEY AND RES. NO. 15-34 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 5-0. ABSENT: COUNCIL MEMBERS RIGBY AND MEDELLIN.

RES. NO. 15-34 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING A TAX SHARING AGREEMENT BETWEEN THE CITY OF MADERA AND COUNTY OF MADERA COVERING THE PERIOD BETWEEN JANUARY 1, 2015 AND DECEMBER 31, 2015

D. WRITTEN COMMUNICATIONS

D-1 Presentation on Local Control Accountability Plan

Babatunde Ilori stated he is the Director of Performance Management and Internal Communications at Madera Unified School District. He noted that it is a mouthful of a title but his primary duties are to really provide support to their school sites and development of their Local Control Accountability Plan. He advised that the purpose of this agenda item is really to provide the City Council with a very brief overview of what this new accountability plan is, what the new funding formula the state has given them is, and why this matters to the City Council. He advised that he would like to show a brief video which talks about the new funding formula at the state level and the different state priorities Governor Brown has laid out for their school district. They will notice in the video that it talks about decentralizing decision making so that really it is going to the community. They have to go out to the community to get feedback on how to utilize these extra resources they are going to get. *[The video did not play due to technical difficulties.]* Mr. Ilori moved on to his PowerPoint presentation. He noted that there are a couple of terms he will refer to including LCFF which stands for Local Control Funding Formula. He commented that originally the way the school districts received funding from the state is that they received a base funding amount for every single student they have; just a raw dollar amount based on the revenue projections they had for their district. He explained that Governor Brown passed this new law which requires them to not only give funding for students just based on the raw number of students in a school district but also based on three different demographic areas: low income students, English learners, and foster youth. He commented that at Madera Unified School District 90% of their students meet one or more of those categories so they actually get additional supplemental concentration grant funds for these students. He added what that means for them as a community, as a school district, is that they are going to get approximately \$17 million more next school year if Governor Brown's budget holds.

[Council Member Medellin arrived at 6:20 p.m.]

Mr. Ilori commented that one of the stipulations is that they have to come up with a plan to utilize this money and that is where the Local Control Accountability Plan comes into play. He advised that there are 8 state priorities that they need to basically meet that they outline within their plan. In order to develop that plan they are actually mandated at the state level to engage in the community to find out from the community how they should be utilizing these extra dollars in their school districts and in their community in order to meet these state priorities. He advised that pretty much sums up the Local Control Funding Formula. He noted that the other piece of the funding formula is signified by the red student symbol displayed. It shows grade level so they actually receive more dollars for the grade level of a student and then the bottom graphic shows the low income, English learner, and foster youth.

Mr. Ilori referred to the 8 state priorities and advised that this is categorized into three different areas: Conditions of Learning, Student Outcomes, and Engagement. He commented that within the different state priorities they have things such as, under Conditions of Learning, basic services. Basic services are that their school facilities are in good condition. Do they have updated facilities? Do they have credentialed teachers teaching the right classes? Do they have the right technology in place in their classrooms? He commented those are under basic services and that needs to be identified within the LCAP. For implementation of state standards he noted that people may have heard of the buzz word common core and that is some lingo that has been spoken about across the United States. He advised that in the State of California they have adopted their own standards so they have the implementation of

state standards that are happening. He commented that teachers need professional development in order to receive those standards. He added that this state priority is addressing that. Are their teachers getting the professional development they need? Do they have the time they need to adopt the curriculum, the new focal points of the new state standard, which is really around critical thinking and problem solving? The next state priority he wants to touch on is course access. Do students have access to a wide array of courses that give them the opportunity to do things like experiential learning? Are kids able to take classes that are applied learning where they are learning career oriented skill sets at the same time as learning some of these foundational skill sets to be successful in career?

Mr. Ilori referred to Student Outcomes. If they look at student achievement and other student outcomes, these are things such as are students scoring well on the SAT? This is a test that most post secondary institutions require. Are students prepared to graduate? Are they taking the right courses and are they going to graduate on time? Mr. Ilori commented that one thing that is near and dear to his heart is FAFSA which is the Federal Student Aid Application. If they complete it by the deadline, which is March 2nd, they can actually put themselves in a position as a 12th grade student to get access to not only federal student aid which is subsidized loans but also state aid which called Cal Grant. He noted they may have heard this but in the State of California if they are a low income student, which he just stated 90% of their students are low income, English learners, or foster youth, and if they fill out the FAFSA by March 2nd they actually put themselves in a position to potentially get the Cal Grant which pays for all their tuition. If they go to UCLA, if they go to UC Merced, if they go to Fresno State, they get all your tuition paid for. If they have a 2.0 GPA and above and they fill out the FAFSA by March 2nd and they are at a certain income level, even students that have parents that both are white collar positions, will have access to potential Cal Grant funds as well. He wanted to point that out because of the deadline. He noted that only 58% of their students have been completing that on time.

Mr. Ilori referred to the Engagement category which includes Student Engagement, Parent Involvement, and School Climate. This includes the number of students involved in sports, arts, other activities outside of just kind of the grueling kind of course work. What makes students want to come to school? For him it was soccer and he loved playing soccer so he went to school for that. He referred to parent involvement. Do parents feel like they can be involved in the school? Do they feel like they can volunteer? Do they feel like they have the ability to navigate their school system? They have a lot of different rules and processes. Mr. Ilori referred to school climate. Do they have a safe community? He noted that they obviously have partnerships with law enforcement and county enforcement as well but not only are their schools safe as it relates to just crime potentially but also as it relates to, for example, if you came in to one of their schools and you went to the office, do you feel like, you know what I'm causing an issue being in here and the staff there is unhappy with me being here, or do they create a welcoming environment for people. That is kind of an overview of the different state priorities. Mr. Ilori commented what they have done, because they have to and like he said they are mandated by the state to engage in the community, is that Superintendent Gonzalez has said what we want to do is not just kind of hit the check mark on this, we want to go above and beyond and try to do everything we can to engage in the community. Superintendent Gonzalez asked him to lead this work to engage in the community so they have had community meetings which they have done through their schools so they know hey these are all our parents at our schools. They have mailed flyers to them and they have gotten an ok engagement. He noted this will give them a sense of the engagement they have gotten. They have had about six community meetings and about 400 plus community members attended the meeting. They have provided feedback. He advised that the feedback on how to utilize their funds to address these state priorities that he just laid out has been rolled up to their school board and they are going to be utilizing that information to make a decision on the overall budget and core staffing at their 26 school sites across Madera Unified.

Mr. Ilori advised that the other thing they have is a Local Control Accountability Plan (LCAP) Community Survey. He noted that is another way that anyone can take it. He suspects no one in this room has taken that survey because they haven't really advertised it very well. What they have done is that they have tried to get it out to people at their school sites but they haven't done a good job, in his opinion, of getting outside of their school walls. He noted that is why he has spoken to a few of the Council Members and they suggested that maybe he come here and present this information and then get the word out in other

ways outside of their school walls. He commented that he suspects that more than 460 community members may have feedback on how they should utilize their funds.

Mr. Ilori advised that concludes his presentation and offered to answer any questions.

Council Member Holley stated Mr. Ilori's presentation was awesome because he attended the meeting last night and saw the work they put forward in getting everybody involved. The part he loved the most is that not only were the parents and teachers involved, they even let the students get involved. They gave their presentation on how they would like to have it at their schools and the things that came out of that was a long list of things. He knows the school district is going to have its hands full in trying to add the different curriculums that they need to put forward. He thinks they did a good presentation at the two meetings he attended.

Mayor Pro Tem Oliver stated he thinks this presents a great opportunity for the City to partner with local schools. He noted that it is certainly an exciting opportunity. He added that something he mentioned to Mr. Ilori when meeting with him briefly is that the City has had dozens of neighborhood watch meetings and he thinks everyone here who has attended those meetings, they can recall their Neighborhood Revitalization Director say on multiple times that two of the primary things that affect folks' property values are crime and school. He thinks there is probably a great level of buy in there. Thinking out loud, he thinks it would be exciting to have Mr. Ilori make a similar presentation or have the LCAP Community Survey on hand at a neighborhood watch meeting or something to that extent to engage the community. Mayor Pro Tem Oliver stated his appreciation to Mr. Ilori for coming out and presenting this.

Council Member Medellin stated he concurs with Mayor Pro Tem Oliver's comment. He noted that he met Mr. Ilori not too long ago. Last year they worked together on the Yes on G campaign. He added that Mr. Ilori is very passionate about his job and his outreach efforts in the community have been outstanding. He stated his appreciation to Mr. Ilori for coming here and making this presentation to them. He agreed with Mayor Pro Tem Oliver that they need to take advantage of that and noted that it would certainly behoove them as a City to partner with Mr. Ilori and join in those efforts. He thanked him again and commended him on a job well done. He knows Mr. Ilori is just barely scratching the surface but he thinks they can work together and help each other for the betterment of their community.

Mayor Poythress gave Mr. Ilori the contact number for Neighborhood Revitalization under the direction of Jim Taubert. He advised that Mr. Taubert can get him in touch with the neighborhood watch people and get him on that schedule. He added that Mr. Ilori or his team can hit those meetings. He commented that neighborhood watch is all about taking the City to the people and that is just an excellent place to get that information out. He advised that Mayor Pro Tem Oliver had a neighborhood watch meeting in his neighborhood and asked Mayor Pro Tem Oliver how many people attended.

Mayor Pro Tem Oliver responded that about 60 people attended that meeting.

Mayor Poythress commented that the meeting on Malone Street had about 25 people so they are very well attended and it is a great way to get some information out.

Mayor Poythress asked if there are any other questions. No other questions were asked and Mayor Poythress thanked Mr. Ilori.

D-2 Presentation on Proper Disposal of Unused Pharmaceuticals and Needles

Kacey Auston stated she is with HealthWise Medical Waste. They are a full service medical waste company. They service Madera Hospital as well as some smaller offices throughout the City of Madera. She noted that she is here to talk about the kiosk program. She explained that this is a program that they have implemented in other communities and have had huge success. What they do is go in and they set up kiosks usually in government buildings, police stations, fire stations, senior centers and residents can dispose of their unused pharmaceuticals and their used sharps needles. She advised that the kiosks are approximately 350 lbs each. They give them the option of bolting them down. She added that some

communities say yes bolt them down, some say no. She stated, knock on wood, they haven't had any issues whatsoever. She explained that they originally were designed to go into national forest for you to dispose of your food properly so she likes to say they are grizzly bear safe. She commented on why there is a need. She advised that one in five Californians are diabetic and when they go into the Hispanic communities the number goes down to one in four. She stated that the population of the City of Madera is approximately 63,000 so if they do the math there are about 14,100 residents that are diabetic. Given the City's demographics of their Hispanic community she figured a ballpark average. She noted that is just diabetics and most other people in this valley have allergies. She added that a lot of people use EpiPens and those are another example of injections. She noted that they are on and on of self injection that doctors prescribe.

Ms. Auston commented on other cities they have served in this program including the City of Reedley where they have seen success. They have 25,000 [referring to population]. They are 76% Hispanic. Last year they hauled 731 lbs of needles out of their city. She advised that Sanger is about 25,000 and they did 235 lbs the first year. The City of Clovis is 95,000 residents and they did 201 lbs of just needles out of their community. She commented that besides getting it properly disposed of, it is also a water issue. She noted that a lot of people feel the proper way to dispose of pharmaceuticals and needles is to flush them down the toilet and many years ago they were told to do that. Now they are finding that they are having to treat the sewer lines and it is costing communities more than it should. Ms. Auston commented that the reason the City of Reedley was so inspired to go with this kiosk program is that they had a clogged sewer main and when they went in to clean it out they found a bunch of needles comingled with other items. She added that not only did they have to pay for the repair of that sewer line, it could have been a worker's compensation issue because now they are in the risk of somebody getting poked by a needle that they don't know what it has been contaminated with. She advised that they also have the issue of public safety. She stated that anywhere they live in this community they will have someone going through their trash when they put their cans out on the curb. She noted that this prevents them from getting in the wrong hands because if they ask many people, and in her line of work she does, they will tell you oh I'm a diabetic. When they ask them what they do with their needles they will say well I put them in a coffee can, I put them in a soda bottle. Then she asks them when that is filled what do you do and they suddenly get quiet because they don't want to tell her I put it in the garbage can so now they have an issue with the worker and the sorter at the recycling facilities that they use getting stabbed. She noted that becomes a worker's compensation issue as well. Ms. Auston commented that nearly half of all addicts admit to experimenting in the home medicine cabinet as teenagers so now that is a public safety issue. She noted that by getting it out of the medicine cabinet, out of mom's medicine cabinet, out of grandpa's medicine cabinet, what have you, it prevents that temptation of a teenager starting to experiment and becoming a family issue. She commented that when that happens it becomes a community issue.

Ms. Auston noted that she explained briefly the need and now they want to know the cost. What is this going to cost my community? Why do we need it? She stated that in full disclosure, in their garbage contract, the City of Madera does have pick up for needles; not for pharmaceuticals for needles. She commented that the City has had the contract, she was there, a little over two years she believes it has been now, and they have had five calls for a pick up. She noted that they have to let them know this is the time we will be here, you have to be there to hand it to us because it is a public safety. She stated that on two of those calls they said no we are leaving on the curb and they tell them no you can't do that. She noted now they have an issue with a jar of needles sitting on the curb waiting for that driver and both times they have gotten them but they don't know if they have gotten them all. Ms. Auston stated the cost comes down to this and it is very, very simple. It is once a month service per kiosk. Her proposal is that the City considers starting out with two kiosks. She advised that the sharps kiosk is \$175 a month and that includes the service. She stated they include the kiosk in the service and then the pharmaceutical kiosk is \$200 a month because there is an extra cost in their destruction of the pharmaceuticals. She added that any additional service to pick up would be \$150. She has gone into communities and if they have to go into weekly service then she suggests that they get another kiosk at another location and that usually reduces the cost in the long run.

Ms. Auston stated that is it in a nutshell and it is as simple as it can be. She restated that the cost of two kiosks in a once of month service for the City of Madera, two of each kiosk, would be about \$9,000 a year. Ms. Auston offered to answer any questions from the Council.

Mayor Poythress asked if members of the Council have any questions. No questions were asked.

Mayor Poythress asked Ms. Auston if she has had a chance to talk to City staff.

Ms. Auston responded that she has talked to Public Works. She noted that is usually where the funds come out of because it is a service that they provide.

Mayor Poythress thanked Ms. Auston for the presentation.

Ms. Auston advised that each Council Member received a packet which shows the kiosk program and a little bit about their company, and an ink pen.

E. ADMINISTRATIVE REPORTS

E-1 Madera Police Department Annual Report

Chief of Police Steve Frazier stated this is an opportunity for him to kind of tout the work of the men and women in the Madera Police Department. Chief Frazier commented that their annual report is one of many tools that they use to demonstrate their transparency to the community to communicate to both the Council and community, and on a year like they had last year, to be very proud of their activity and then to thank the Council for partnering with them in their crime prevention efforts.

Chief Frazier referred to the display which shows a 5 year comparison. He explained that the numbers on the bottom represent 2014 numbers and the numbers in the red signify a five year level. He noted that in six out of nine categories they have reduced to a five year low their crime trends. He commented that it is a pretty significant move for the Police Department. If they look back at the five years there is up and down, there is fluctuation but last year, and they think by considerable effort of the officers and partnering with the Council and partnering with the community, that they have been able to impact crime significantly.

Chief Frazier referred to the next slide which is the percent change from 2013 to 2014. They see 33% in homicide, 39% in rape, and basically a 25% average in all Part I offenses. He explained that Part I offenses are homicide, rape, robbery, aggravated assault, burglary, larceny. He commented that those are the threshold of the criteria that they report to the FBI monthly to get annual numbers. He added that those are again the decision points that businesses look at when they want to come in to the community. They look at your Part I offenses and they see where and how those numbers reflect or should be reflecting so last year was a good year for them.

Chief Frazier referred to the display regarding accidents. He commented that he realizes there is a lot of data there. He commented that the UCR Data, the Uniform Crime Report, and accident data that is compiled by the Office of Traffic Safety (OTS) are typically a couple of years behind. They want to show the data they are comparing because they compare it to like kind cities. He explained that in the left column they are looking at 2012 which is the latest year that OTS compiled the data. The City is in a category with 102 other cities of like kind size, population, and vehicle miles traveled. He noted that the first one is their 2012 numbers. It starts at 168 total fatal and injury accidents. The next 2012 OTS ranking shows the City out of those 102 cities where they rank. He noted that for purposes of this category ranking number 1 is not number 1. He advised that ranking number 1 in a category is the worst category. They can see that the City is down towards the bottom. He commented that on pedestrians under 15 years of age the City ranks number 1 out of 102 cities; not quite a bragging point that they would like to be identified as. They also see 6 for driving under the influence 21-34 and they are 6 out of 102. He commented that it is not so bleak because they look at the 2013 numbers and they see pretty significant decreases across the board especially in pedestrians under 15. Then they go to 2014 and

while they see a decrease in most categories they see that their pedestrians under 15 are back up again but overall they have improved pretty much across the board since 2012. Their goal is obviously to reduce the pedestrians injured in accidents significantly. He commented Council Member Medellin was present at an accident scene last week where they had two young ladies that were hit. He reported that the young lady is doing fine and she is communicating as of this morning so that is a good thing.

Chief Frazier stated that another impact on this is their total DUI arrests. He commented that again 2012 is the last ranking. They had 223. They are 86 out of 102 cities. In 2013 they jumped to 325 and 315 in 2014 so those are pretty significant increases as well. He advised that he looks forward to OTS rankings coming out next year and they should fair a little better. Chief Frazier asked if members of the Council have any questions on the report.

Council Member Medellin stated he knows sometimes they are awarded grant money for DUI checkpoints, things like this. He commented that unfortunately these aren't the statistics they want but does this help in their efforts when they ask for possibly more grant money for these checkpoints and things of that nature.

Chief Frazier responded that in conversations with Mr. Abdella, he thinks the OTS grant, which is what they get to combat and deal with the DUI drivers, is becoming more competitive. He knows early on that was certainly a factor. He noted that they look at those numbers which are fairly significant and they kind of wonder if they are having an impact because those numbers continue to go up. He commented that the conversation they had relative to this as an internal is maybe they need to focus more on some sort of public education in regards to DUI enforcement because the numbers are going up and they would hope that they would have an inverse effect on that; that they would actually be able to start driving those numbers down based upon their enforcement activity. He advised that some of the things they are going to do to combat that is that they are going to move their motors as a team. They will have five officers assigned to work at particular times. During the school year they will all be out during the middle of the week. They will have five officers working traffic enforcement. In the summer they will move them to the evenings for DUI enforcement and they think they will be able to impact their problem areas more significantly with that kind of effort with the motor units.

Council Member Medellin commented that he likes that approach with education. He added that when they had Mr. Ilori here earlier, this could be something else they partner with, kids just getting their license that 16 to 18 year old range. Maybe they put efforts that way versus trying to catch them after they have already had too many. Council Member Medellin added that is great direction and thanked Chief Frazier.

Council Member Bompreszi asked if the DUI checkpoints are always at the same location. Do they move throughout the City or are they in one quadrant as opposed to another?

Chief Frazier responded that they move throughout the City. He added that they seem to hit similar locations repeatedly noting that they are kind of limited on space and being able to safely conduct a checkpoint. They need to be able to have their equipment in the roadway. That limits to the particular roadway width that they can have them on so they see them out on 145, Country Club, Cleveland because those roads can support their equipment and still allow traffic to get by and for them to be able to take people off the roadway to a location where they can provide further testing. He stated that there are certainly other areas that they would like to focus on but just the safety factor, not being able to put everything there keeps them in certain areas.

Mayor Poythress thanked the Chief for a well done report and commended everybody for a great job. He for one loves to brag about the department and the great job everybody is doing.

Mayor Poythress announced that they would now hear the presentation item.

PRESENTATIONS *Presentation of Dual Fire Logo (Chief Nancy Koerperich)*

Mayor Poythress stated today is a great day in the history of their Fire Department and asked Chief Koerperich to tell them what this is all about.

Chief Koerperich apologized to the Mayor and the City Council. They were outside and she thought it was like their Planning Commission meeting still so they didn't want to interrupt and apologized.

Chief Koerperich commented that there is quite a bit of background with a dual logo. She noted that it is one of those things in cooperative fire protection that shows the cooperator that they are working for, as a Cal Fire entity, is really committed to being in a cooperative relationship. She commented that they have 145 cooperative agreements throughout the State of California with cities, water districts, and counties, and they will find that not many of them have dual logos because there is a sense of entities maintaining their own identity which is what they really try to strive for in any of their cooperative agreements to maintain that identity. She added that when they can share in that identity it means even that much more to the folks that are here representing their citizens. She commented that the people that work for the City in their stations live here, love it here, work for everything they can do for their citizens and for the people that visit their town. When they get an opportunity to share in something like a dual logo it means quite a bit. She displayed the newest dual logo for the Cal Fire group and advised that they are already talking about the fact oh Madera City is going to a dual logo. She heard that from her friends in Redding, California. She noted that it really is a very special event. She knows that the City already agreed to it and allowed for them to do that but they wanted to show the City what it looks like and how proud they are to represent the City in a cooperative agreement and this is why they wanted to do a quick presentation for the Council. Chief Koerperich distributed stickers of the dual logo to the Council.

Mayor Poythress thanked Chief Koerperich and added that this is such a wonderful thing and they too are very honored.

Chief Koerperich displayed a photo of the fire engines and other fire vehicles with the new dual logo on. She added that they are very proud of the logo and that it really is a great opportunity to show a partnership with them and the City. It means a great deal to them and they really can't thank the City enough for giving them the support in the dual logo. It is her hope that they will be able to use the City's support to help them get dual logos in some of their other cooperative agreements. She restated her appreciation to the Council for all the support they get and thanked them.

Council thanked Chief Koerperich.

F. COUNCIL REPORTS

Council Member Robinson reported that on Monday he attended the Oversight Board Meeting.

Council Member Robinson reported that today he attended the James Monroe Elementary Anti-Graffiti Rally.

Council Member Robinson reported that earlier he attended the San Joaquin River Conservancy meeting where Council Member Holley received an award for his participation. He served two years on their board. He added that County Supervisor Max Rodriguez was also recognized.

Council Member Holley commented that it was a great honor to be recognized by the San Joaquin River Conservancy.

Council Member Holley reported that he and Council Member Robinson received the Trailblazers Award for the African American Museum for paving the way for African Americans here in the City of Madera.

Council Member Holley reported that last night he attended a presentation at Sierra Vista School given by Mr. Ilori with the Madera Unified School District. He commented that they talked about partnerships and that is what they really need to get involved in helping the school district guide their children. He thinks the City as a whole needs to grab a hold of that and do more besides just waiting for the school board to

really make all those decisions. He thinks they have a great impact on the board today to make different decisions to help them in ways. He thinks they can do a lot together and restated that was a good presentation.

Council Member Holley reported that he had a weekend to himself. He went to Reno for his birthday.

Council Member Medellin reported that he attended the Police Department's town hall meeting last Thursday at Madera High School. There were about 60 people in attendance and it was very well put together. He commended the Chief and his staff for doing a fantastic job. Council Member Medellin commented that there was a lot of engagement and a lot of involvement. There were people from different parts of the City not just one particular area and they all had similar concerns in areas and different concerns in others but they addressed them very well. He appreciates what Chief Frazier had done. Council Member Medellin added that he was quoted in the paper that whether there are 6 people or 60, and he also said or 600, they will be there for them. He restated that Chief Frazier has done a fantastic job with bringing the department to their neighborhood, to town hall meetings. He noted that is outreach and that is what they are looking for. He touched on this at the last meeting regarding the issue where somebody was concerned about crime in the park and when he saw the numbers that Commander Lawson gave him, he thought that was monthly and it turned out to be yearly. He commented that single digit crime in some of the parks for an annual report was amazing to him. He knows that the Chief is very passionate when somebody says there is crime and what are you going to do about it. He again stated his appreciation and added that he too is very proud of the Police Department and the work they do in those outreach efforts. It was a well attended and well put together town hall meeting.

Council Member Robinson reported that last Thursday he attended the League of Cities meeting in Reedley. Chief Dyer and Lisa Smittcamp were there and the discussion was on Proposition 47.

Mayor Poythress reminded everybody that Council Member Robinson is the 1st Vice President on the South San Joaquin Division of the League of Cities. He thanked him for keeping up the work.

Mayor Poythress thanked Chuck Doud of the Madera Tribune for the nice coverage he gave for their town hall meeting with the Police Department and it was really good.

Mayor Poythress thanked the Parks and Community Services Department for leading the charge on the volunteer date coming up on Saturday, February 28, 2014. He commented that there will be several of these during the year. He thanked them for helping the community engage. He added that they also appreciate the work that other departments do including Public Works, Engineering, IT, Human Resources, Grants. He noted that they have a great City and a great team and that is what it takes. He added that some departments are higher profile than others but that doesn't diminish the efforts that everybody else puts out.

Council Member Holley stated the Big Brothers and Big Sisters program is very dear to his heart. He commented that the department is stretching farther in opening up to other schools but the problem they have is finding mentors. He encouraged consideration by those who don't think they have at least 45 minutes to give to a kid. It really means a lot to have a lunch buddy. He added that the smile on the kids face to see an adult, a special elected official or management of any program or any parts of the City, to come and share with them and give them some guidance. He knows they all have kids and grandkids but he thinks they can take 45 minutes out, instead of sitting at a coffee shop, to give a kid the time of day to let them know that somebody really cares about their future. He added that they have so many homeless kids today and so many other kids that don't think we care about them. He noted that one on one could make a difference.

Mayor Poythress announced that they would now move into closed session.

G. CLOSED SESSION

G-1 Closed Session Announcement – City Attorney

City Attorney Brent Richardson requested that item G-4 be pulled from the agenda. He then announced that the Council will adjourn to closed session in two items pursuant to Government Code Section 54956.9 (d)(1) to discuss conference with legal counsel in pending litigation as described under item G-2; and pursuant to Government Code Section 54956.9(d)(2) to discuss conference with legal counsel in anticipated litigation as described under item G-3.

The Council adjourned to closed session at 7:02 p.m.

G-2 Conference with Legal Counsel – Pending Litigation pursuant to Government Code §54956.9(d)(1): 1 case:

Jose Obregon WCAB No. ADJ 1759351

G-3 Conference with Legal Counsel – Anticipated Litigation. Significant exposure to litigation pursuant to Government Code §54956.9(d)(2): 1 case

G-4 Conference with Legal Counsel – Existing Litigation. Subdivision (d)(1) of Government Code §54956.9

One case: City of Madera v. Roy Roberts et al.
Madera Superior Court Case No. MCV062827

G-5 Closed Session Report – City Attorney

The Council returned from closed session at 7:13 p.m.

City Attorney Brent Richardson announced that the Council met in closed session in two items pursuant to Government Code Section 54956.9 (d)(1) to discuss conference with legal counsel in pending litigation as described under item G-2 and reported that no reportable action was taken; and pursuant to Government Code Section 54956.9(d)(2) to discuss conference with legal counsel in anticipated litigation as described under item G-3 and reported that no reportable action was taken.

ADJOURNMENT

The meeting was adjourned by Mayor Poythress at 7:14 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


ROBERT L. POYTHRESS, Mayor

