



Item:	B-1
Minutes for:	05/20/15
Adopted:	10/07/15

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

**May 20, 2015
6:00 p.m.**

**Council Chambers
City Hall**

CALL TO ORDER

The regular meeting for 5/20/15 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 Charles F. Rigby
Council Member Sally J. Bompreszi
Council Member Andrew J. Medellin
Council Member Donald E. Holley
Council Member Derek O. Robinson Sr.

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 Parks and Community Services Mary Anne Seay, Director of Human Resources Wendy Silva, Grant Administrator Daniel Abdella, Chief Building Official Steve Woodworth, Information Services Manager Ted Uyesaka, Planning Manager Chris Boyle, Commander Dino Lawson, Utility Billing Supervisor Steve Hughes, and Fire Chief Nancy Koerperich.

INVOCATION: Pastor Garland Wilson, New Generation

The invocation was given by Pastor Barry Benard from Westside Christian Fellowship in place of Pastor Wilson who was unable to attend.

PLEDGE OF ALLEGIANCE: Council Member Robinson 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.

No comments were offered.

PRESENTATIONS Presentation Tire Derived Product Grant

Mayor Poythress commented that this is always a great part of the meeting for him. He noted that anytime they see a giant check here, that is always a good thing. Mary Anne Seay, the Director of Parks

and Community Services, joined him at the podium. Mayor Poythress commented that this is all about TDP, Tire-Derived Products Grant and asked Ms. Seay to fill them in on what this is all about.

Mary Anne Seay, Director of Parks and Community Services, stated that TDP stands for Tire-Derived Product. She thanked Daniel Abdella, Grants Administrator, for always being on the lookout for Parks and Community Services. She noted that he has identified this grant not once, not twice, but thrice. With just the last two awards they have close to \$100,000 in tire-derived product. She noted that this is a kind of rubberized mulch that they use as playground fall surface. They will be installing this at Knox Park located at Knox and "A" Streets. She added that they are currently undergoing a rehabilitation project there and it will accompany a new playground feature on the top tier there.

Mayor Poythress stated that this will fund pretty much the whole project and then some.

Ms. Seay agreed.

Mayor Poythress thanked Ms. Seay. Ms. Seay presented the ceremonial check to Mayor Poythress.

Mayor Poythress stated that there are so many times that people talk about grants. He commented that many times people will ask if there isn't a grant for this and that. He asked that they believe him that if there is a grant out there, Mr. Abdella has looked for it, he has looked into it. Mayor Poythress thanked Mr. Abdella for all his great work.

A. WORKSHOP

There are no items for this section.

B. CONSENT CALENDAR

- B-1 Minutes – There are no minutes for consideration.
- B-2 Information Only – Warrant Disbursement Report
- B-3 Consideration of a Resolution Approving the Submission of Grant Applications to the Active Transportation Program and Authorizing the City Administrator, or Designee, to Execute all Required Grant Documents (Report by Daniel Abdella)
- B-4 Consideration of a Resolution Approving the Submission of a Letter of Support for the Madera County Transportation Commission Active Transportation Program Grant Application and Authorizing the Mayor to Sign on Behalf of the City (Report by Daniel Abdella)
- B-5 Consideration of a Resolution Approving an Agreement with CostTree, LLC for Cost Allocation Plan Software and Authorizing the Mayor to Execute the Agreement (Report by Tim Przybyla)
- B-6 Consideration of a Resolution Approving a 2015/2016 Community Development Block Grant Agreement for Services with the Successor Agency to the Former Madera Redevelopment Agency for Code Enforcement Services (Report by Daniel Abdella)
- B-7 A. Consideration of a Resolution Approving Annexation of Parcel A of Parcel Map 90-P-02 into Zone of Benefit 51; Confirming the Diagram and Assessments for Parcel A of Parcel Map 90-P-02 for City Wide Landscape and Lighting Assessment District Zone of Benefit 51 for Fiscal Year 2015/2016; and Authorizing the City Clerk to File the Diagram and Assessment with the Madera County Auditor

- B. Consideration of a Resolution Approving Annexation of Parcel 1 of Parcel Map 14-P-03 into Zone of Benefit; Confirming the Diagram and Assessments for Parcel 1 of Parcel Map 14-P-03 for City Wide Landscape and Lighting Assessment District Zone of Benefit 51 for Fiscal Year 2015/2016; and Authorizing the City Clerk to File the Diagram and Assessment with Madera County Auditor (Report by Keith Helmuth)

Mayor Poythress asked if there are any items on the consent calendar that a Council Member would like pulled for further discussion or elaboration. No requests 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 7-0.

RES. NO. 15-79 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA AUTHORIZING THE SUBMISSION OF GRANT APPLICATIONS TO THE CALIFORNIA ACTIVE TRANSPORTATION PROGRAM

RES. NO. 15-80 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING THE SUBMISSION OF A LETTER OF SUPPORT FOR THE MADERA COUNTY TRANSPORTATION PROGRAM GRANT APPLICATION AND AUTHORIZING THE MAYOR TO SIGN ON BEHALF OF THE CITY

RES. NO. 15-81 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING AN AGREEMENT WITH COSTTREE, LLC FOR COST ALLOCATION PLAN SOFTWARE AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT

RES. NO. 15-82 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING A 2015/2016 COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT FOR SERVICES WITH THE SUCCESSOR AGENCY TO THE FORMER MADERA REDEVELOPMENT AGENCY FOR CODE ENFORCEMENT SERVICES

RES. NO. 15-83 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING ANNEXATION PARCEL A OF PARCEL MAP 90-P-02 INTO ZONE OF BENEFIT 51; CONFIRMING THE DIAGRAM AND ASSESSMENTS FOR PARCEL A OF PARCEL MAP 90-P-02 FOR CITY WIDE LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT ZONE OF BENEFIT 51 FOR FISCAL YEAR 2015/2016; AND AUTHORIZING THE CITY CLERK TO FILE THE DIAGRAM AND ASSESSMENT WITH THE MADERA COUNTY AUDITOR

RES. NO. 15-84 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING ANNEXATION PARCEL 1 OF PARCEL MAP 14-P-03 INTO ZONE OF BENEFIT 51; CONFIRMING THE DIAGRAM AND ASSESSMENTS FOR PARCEL 1 OF PARCEL MAP 14-P-03 FOR CITY WIDE LANDSCAPE AND LIGHTING ASSESSMENT DISTRICT ZONE OF BENEFIT 51 FOR FISCAL YEAR 2015/2016; AND AUTHORIZING THE CITY CLERK TO FILE THE DIAGRAM AND ASSESSMENT WITH THE MADERA COUNTY AUDITOR

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

C-1 Second Reading and Consideration of Adoption of an Ordinance Amending Chapter 7 of Title VIII of the Madera Municipal Code Pertaining to the Municipal Utilities

Director of Financial Services Tim Przybyla advised that this is the second reading in consideration of the adoption of an ordinance of the City Council pertaining to utility billing. He commented that the ordinance was introduced on May 6th and is now being brought back for second reading and adoption. He noted that staff recommends the Council adopt this ordinance amending Chapter 7 of Title VIII of the Madera Municipal Code pertaining to municipal utilities.

Mayor Poythress asked if there are any questions for Mr. Przybyla. No questions were asked and Mayor Poythress called for reading of title.

The ordinance was read by title by the City Clerk.

ON MOTION BY COUNCIL MEMBER BOMPREZZI, AND SECONDED BY MAYOR PRO TEM OLIVER, FURTHER READING WAS WAIVED, AND ITEM C-1, ORD. NO. 919 C.S., WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

ORD. NO. 919 C.S. ADOPTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA AMENDING CHAPTER 7 OF TITLE VIII OF THE MADERA MUNICIPAL CODE PERTAINING TO MUNICIPAL UTILITIES

C-2 Second Reading and Consideration of Adoption of an Ordinance of the City Council of the City of Madera, California Amending Title X: Planning and Zoning of the Madera Municipal Code to be in Compliance with the State Department of Housing and Community Development Requirements for Qualification for the Housing Element Streamlined Review Process

Planning Manager Chris Boyle advised that the Council introduced this ordinance on May 6th which would allow for the City to qualify for the HCD Streamlining Process. Mr. Boyle noted that staff and the Planning Commission continue to recommend adoption of the ordinance. Mr. Boyle offered to answer any questions.

Mayor Poythress asked if there are any questions for Mr. Boyle. No questions were asked and Mayor Poythress called for reading of title.

ON MOTION BY MAYOR PRO TEM OLIVER, AND SECONDED BY COUNCIL MEMBER HOLLEY, ITEM C-2, ORD. NO. 920 C.S. WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

ORD. NO. 920 C.S. ADOPTION OF AN ORDINANCE AMENDING THE MADERA MUNICIPAL CODE TO PROVIDE ELIGIBILITY FOR AND COMPLIANCE WITH THE HOUSING ELEMENT STREAMLINED REVIEW PROCESS OF THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

C-3 Confirmation of Direction on Proposed Water and Sewer Utility Fee Rate Increases and Consideration of a Resolution Approving a Date for a Prop 218 Public Hearing for Proposed Water and Sewer Utility Fee Rate Increases

Public Works Operations Director Dave Randall stated it has taken them a little while to get here. They started on this quite some time ago. They were near completion last October but they realized that if they had moved forward they wouldn't have had the opportunity to have this Council have the whole picture and they would be living with something that was just handed to them at the last minute. They didn't think having them adopt something like that at their first meeting was right.

Mr. Randall stated they prepared the rate study and then along came a few issues such as conservation and other issues. He noted that it has been a bit timely so that they could address those issues at the same time. He advised that they have heard their consultant Raftelis provide them with some options for the financial viability of the water and sewer fund. They have discussed some of their options and they have since prepared the rate study and the rates for their consideration. He advised that tonight's purpose is not to actually adopt but for Council to consider the rates that they will propose to the public. He commented that Proposition 218 requires that they do a 45-day public notice process. During that process it gets mailed to every utility customer with their bill and they also mail to each and every property owner. He advised that everybody will be well informed. He added that they are asking to come back on July 15, 2015 where the Council will hear everyone's delight in the rate and at that time the Council can make a decision. Mr. Randall turned the meeting over to Habib Isaac from Raftelis who spoke to the Council last time. Mr. Randall advised that Mr. Isaac will walk them through the decisions and the information for tonight.

Habib Isaac with Raftelis advised that the last time he was here they discussed the proposed utility rates. They focused primarily on the financial plan. They gave a few options and then they also showed preliminarily the rate design. He commented that as they have probably heard in the news there is a lot of discussion with water and drought and mandatory conservation. He added that above and beyond that there are also court rulings that come out that they have to abide by so it makes it very complex in terms of making sure that they are promoting conservation while at the same time they are also recovering all their costs. He noted that this is a follow up to their last meeting and he will discuss what is primarily in the draft report. He will go through it, similar to what he went through last time, to refresh their memories and then to go over the refinements that they did to get to the rates of today.

Mr. Isaac reviewed the current water financials. He noted that the current cash flow shows a deficit in FY 15/16. He commented that will be the end of the fiscal year as they project their costs. He explained that it shows they are not generating as much revenue as they should. He noted that the primary driver of that are their capital expenses as well as looking at their bond covenants. He stated that they do have outstanding debt and they want to make sure that they have the appropriate amount of coverage to that debt that they obligated themselves to ensure that they have sufficient revenue to make those payments. Mr. Isaac stated that in terms of that debt coverage, because they are not able to meet that, they are going to be utilizing reserves to make up the difference. As they all know just from living, they can't live off reserves forever, and based on not making any adjustments to their revenues they are going to deplete their reserves in a couple of years. He noted that ever since Prop 218 was approved by voters back in 1996 is that they now have to go through this process every 5 years. They can't set rates for the next 10, 15, 20 years. They can only set rates for 5 years and then they have to come back, see where they are, then inform the customers where they are, where they need to be. He noted that it built in some additional transparency for their customers but at the same time it probably feels like they are always here talking about utility rates. They also want to make sure that they also hit their minimum reserve requirements. As mentioned, the City does have extensive capital. He noted that most utilities do. He commented that utilities are very capital intensive and that is where most of the cost come from. He commented that a lot of times when he goes to agencies or water districts they will find that not only is there extensive capital but there is also a substantial amount of deferred capital that wasn't addressed in previous years that now is starting to come to fruition that they have to deal with it or they are going to see pipes burst. It then becomes an emergency which becomes even more expensive. Mr. Isaac stated that their annual average is approximately \$5.9 million and that is based on the City's most updated capital plan. They have a low of \$1.5 million and a high of \$14 million. Mr. Isaac explained that the high is related to storage facilities that need to be replaced and those have been pushed back to FY 2019-20 so they have time to build up revenues for that big expense that is coming forward. He added that it is also very common that they see expenses for capital have peaks and valleys just based on scheduling what they need to be addressed. He advised that is why they have reserves to make sure they smooth rates out. He noted that in terms of revenue, based on their existing rates, that is the first thing they look at. He explained that based on the rates that they have in place, and the revenue adjustments that they have in place, they are pretty much done with any new increases.

Mr. Isaac referred to the display. He commented that this is looking at what their revenues would be moving forward. They are roughly around \$5.4 million. He noted that when they look at just operating expenses by themselves, the next two to three years they do show that they have net positive cash and that is just based on their ongoing operations. He added however, they also have debt and they also have capital above and beyond that. When they look at their debt they now see that their coverage should be 120% above their debt service payments, after operation costs is reduced by it and they are actually at 50%. That is something that they definitely want to resolve and make sure that they are hitting their bond coverage requirement based on the bond covenants. He noted that the other side of the coin is their reserves. Their starting fund balance is actually pretty healthy. They are at \$7.2 million for their operating however, their repair and replacement reserve doesn't have any balance currently. What they did was they showed their unrestricted reserve; how should their reserves be built based on how much they need for operating, how much they need for capital. He noted that instead of being one lump sum of unrestricted reserves they show that they want to have at least 90 days of reserves for their operations. He advised that is really a function of their billing system. He noted that if they are a monthly billing they want to be around 60-90 days. If they are bimonthly billing then they want to get up to 6 months of reserves just based on the frequency of their bills and the way the cash flow comes in. He added that with capital, they have 100% of their 5 year average. If they look at their next 5 years and take just what the annual average is then they know that they always have at least one year's worth of capital reserve so then scheduling doesn't become an issue. They could move forward with scheduling a project without having to wait for revenues to come in and then it becomes an issue with how their capital gets built. He explained that they do show a transfer from their operating reserve to their capital up to \$5.4 million. He added that they also notice in the reserve, this is where they fund their capital so the reserve funds their capital and this allows them to show whether there is a deficit or not. He commented that in the FY 14/15 a lot of capital was deferred. He referred to the display and noted that they will see that there is no capital in that line item. In 15/16, that is where they start seeing the capital come online and as he mentioned, in FY 19/20 is where they see that big expense of \$15 million for the storage facilities. He noted that this is no revenue adjustments, not using any type of bond financing to leverage to reduce any type of rate impacts or smooth it out so based on that, in the reserves, they will be depleted after the third year. He stated that these are the items that they want to resolve.

Mr. Isaac stated that now they will see what the goals of the water utility are. The first one is that they want to make sure that they have positive net cash in any given year; net cash after operating. They also want to make sure that they build up their reserves in a very measured approach over the 5 years. He noted that their minimum reserve requirement would be met in the third year. He commented that capital is funded through a combination of debt as well as pay as you go. They are not trying to have their current customers of today pay the full load of their capital expenses. They are also going to utilize debt and that is in that year where the storage facilities come online because the cost up there is, and he mentioned this before in their last meeting, based on the life of that improvement. He advised that it would make sense to debt finance it so then those that are here today are just paying for a small portion of it and then as new customers come online they are also going to pay a pro rata share based on the life of that capital improvement by paying the debt issue each year. He added that besides that, the total capital facilities over the 5 years, as a total sum, is \$28 million. The other thing is for them to make sure that they have their debt coverage met in their first year. They had two scenarios before. He noted that this is the step down adjustments which is part of that title. They were given level adjustments and step down adjustments and the direction they received at the end of that meeting was to go with step down adjustments to basically rectify the ship and then go down in revenue adjustments as necessary. Mr. Isaac stated that this doesn't mean rate increase just revenue; the amount of total revenue they need for their utility, that \$5.4 million. He restated that no one customer is going to pay \$5.4; it is just total revenue. They need a 30% increase and that is primarily driven by that bond covenant to make sure they meet it and also building up to account for that storage facility as well as the annual expenses of capital that are coming online. He stated that even in certain years there was also a \$4 million capital expense. If they think about this, they want to bill for the \$15 million but yet at the same time they still have to cover the expenses that are occurring in that year that are going to eat up that revenue. He explained that in this scenario the first adjustment occurs August 2015.

Mr. Isaac stated that besides showing them numbers and narrative, he provided a graphical representation of the proposed financial plan. He explained that the bars represent their expenses, their operating position. They represent different costs such as O&M expenses. He noted that they do have debt. He commented that it is rather small in the first couple of years but they see that the width of that debt payment increases because they are proposing a new debt issue 5 years from now. He noted that the red means that is surplus funds above and beyond their operating costs which basically means that red is going to go into their reserves. He referred to the capital expenses each year. As he mentioned, the amount of capital expense in the current fiscal year is just about to end with zero. He noted that was pushed off. He explained that what they are showing is how is their capital expense being funded. He noted that green is pay as you go so cash on hand that comes in and purple is debt finance.

Mr. Isaac stated that one thing they are doing is trying to meet their minimum reserve requirement which is the red bar and that is right around \$7 million to \$8 million and that is where they want to reach based on the 90 days of operating as well as the 5 year average of their capital expenses to have in the bank. Based on that they will notice that they are not going to meet it until later on in 2020 and it really kicks up. He stated that the reason is because that also includes the proceeds that they would get from the bond issue so a combination of the two. He stated that bond proceeds go right into the capital reserve because that is where capital expenses are being funded from. They will also notice slight dips and also increases in the capital. He believes in 2017, that is where that \$4.9 million of capital was so they play off each other and that is the whole purpose of having capital reserve. He noted that there might be one year where it jumps up and that is the year that their reserve dips down a little bit but as long as it recovers then he would say that their utility is in good financial health. When they continue to see it deplete then that is where they want to make some additional adjustments to revenue or adjust expenses.

Mr. Isaac stated that once they know the revenue requirements then they allocate those revenue requirements into cost components. He noted that on the left hand side they look at what are their costs. They have water supply costs, cost for operations, costs related to peaking characteristics of max day / max hour; demand that is put on their system. They have conservation. They have just their fixed demand of capital so that is where they would see capital come in and then customer service billing, meter readings, people answering the phone; things of that sort. The one thing they want to look at based on that type of cost is what is the most appropriate way to recover that cost. What they will see in the green is to recover it based on the monthly fixed charge and the blue means to recover based on usage. For example customer service, everyone can pick up the phone and make a phone call to customer service. It doesn't matter how much water you use; you still have the same access to customer service. He commented that it is not a function of how much you use; the bill still costs the same to generate so in that regard it makes the most sense for customer service to just be spread evenly over all accounts. He noted that if you have an account, you pay "x" dollars per month. He commented that for water supply, their groundwater or just the operations of the system, it makes more sense to have that be based on the usage where those that use more water pay more of that particular cost and then they also do reward those that are conserving.

Mr. Isaac stated that one other thing they look at is what is the amount of revenue that comes from their fixed charge today and what is the amount of revenue that comes from their variable charges. He noted that currently their fixed charge generates around 35% of their total revenue so that is where they want to maintain and want to stay there and they don't want to do a drastic shift either way because that could cause shock to their customers in terms of their bills. He stated that 35% is actually a pretty good amount of stable revenue coming from their fixed charge. He commented that most agencies are lower than 30% but what they have seen in terms of trends is that agencies are starting to ratchet the fixed amount as a percentage because when they are successful in promoting conservation they then are going to see a loss of revenue. If they don't have that stable revenue then they are going to go back to their customer and say thanks for achieving conservation we now have to increase your rates and that is what they want to avoid. He stated that having a higher percentage of revenue coming from their fixed charge allows them to do that. He advised that they recommend maintaining that same 35%.

Mr. Isaac stated they are now going to talk about how they get down to the actual charges to their customers when it comes to the fixed charge and the variable charges. He stated that with the fixed

charges, as he mentioned, customer service, they have the dollar amount of just under \$1 million dollars. They have the total number of accounts and that is where he said everyone should just pay that evenly over all accounts. He commented that every account will get charged \$7.05. When they look at the capital related costs, that is around \$1 million but then the denominator is actually based on the size of the meter. He noted that the size of the meter could be used as a proxy to say what is the potential demand that you put on the system and then based on the fact that it is funding capital and items like that, it makes more sense for those that potentially put a greater demand pay more of the cost. He advised that the monthly per meter is \$2.50 and that is based on the lowest unit size of 5/8 meter. He summarized that the 5/8 meter gets charged \$7.05 plus the \$2.50. Mr. Isaac displayed the other size meters which shows that everyone gets charged the \$7.05 independent of the size of the meter. It also shows the capacity ratios. Mr. Isaac explained that capacity ratios come from the American Water Works Association (AWWA) and it is basically what is the safe level of gallons per minute that can flow through that meter at any given time. He commented that since 5/8 is their lowest meter size, that meter size is 20 gallons per minute whereas the 3/4 is 30 gallons a minute so that ratio is 1.5. He stated that the comparison is always the 20 gallons per minute and then based on the gallons per minute that are provided to them from AWWA they then show what are the capacity ratios. Mr. Isaac commented that based on that the \$2.50 is the base for the 5/8 and then that \$2.50 gets multiplied by 1.5, 2.5, 5 based on the size of the meter and that is how they come up with the schedule of the updated fixed charges and they also have the current fixed charge to show what is the difference on a monthly basis. He noted that clearly as they go up on that meter size then their dollar amount is going to be more but as a percentage it is still probably close to even the low end.

Mr. Isaac advised that they would not look at the variable charges. One thing that they discussed last time was making adjustments to their usage charge and the recommendations that they had were for single family to be tiered rates and the breakpoint for tier 1 would be 10 units of water. The way they came up with that was based on the number of gallons per capita per day to provide to their customers. He noted that they looked at what is the current usage which is around 65 gallons per day and they multiply that by their current density in the area and that came up with a total of 10 units for indoor use. He advised that they are just looking at indoor and giving an accurate amount for indoor needs. He asked that they keep in mind that the state legislation and what they passed for SB X7-7 which is that 20% reduction by 2020, they want them to reach a target of 55 gallons per capita per day. He noted that currently they are showing 65. He stated that there are definitely a decent amount of revenue adjustments that they are looking at that they don't also want to now reduce the amount which then causes all the rates to go up even more, or make people have to change their behavior overnight. They want to be cognizant of that and they still have 5 years to see how their customers are doing especially based on the executive order of mandatory conservation. He added that maybe they adjust it down to 55 by the time they get to 2020 then, most likely, they are probably already showing 55 gallons per day.

Mayor Pro Tem Oliver referred to the 65 gallons per capita per day, 10 units in a month's time, and asked what that would be in gallons.

Mr. Isaac responded that each unit is 748 gallons so they are looking at 7,480 gallons. He noted that one unit of water, 748 gallons, they probably can't even visualize how much water that is. He advised that it is a substantial amount of water. He commented that their current rates are less than \$1.00 and the proposed rate for Tier 1 is \$1.00. If they look at what he is drinking (water bottle) it is easily \$1.00/\$1.25 and he could get another 10,000 of those.

Mr. Isaac stated they would now look at outdoor needs. He noted that this is going to be the main focus of the executive order of the Governor but they do understand that there are still outdoor needs. He commented that in the legislation they also reflect that outdoor needs is discretionary. He commented that it doesn't view that is an essential use even though some may view personally that it is essential for their house, for their property but in terms of the legislation, it is discretionary. What they did is that they looked at the actual usage of their customer, single family, and when outdoor is at its peak is during the summer time because it gets hot and they have more demand on outdoor based on irrigation. They looked at what the average usage is during that peak time and it is 33 units on average for every single customer. They decided to make sure that the Tier 2 is going to cover that average so Tier 2 is up to

about 33 units and anything above and beyond that is outside of what is needed for indoor and outdoor needs.

Mr. Isaac stated that for multi-family they are also having them on tiers. He noted that there is only a little bit difference because not all multi-family properties have outdoor irrigation so they are only showing two tiers. Basically they are going to take into account their Tier 1 for indoor needs which is the 65 gallons per capita, 10 units, and then it is multiplied by each unit that is in the complex. He stated the reason is because typically multi-family properties are connected with a master meter, which is one meter just bigger size, as opposed to each unit being individually metered and that is not the case. He stated that for it to be fair they will take the total number of units times the allotment for indoor. He added that once they use that up they are automatically in Tier 2 and Tier 2 is their highest rate so it is anything above 10 units.

Mr. Isaac stated for non-residential they are still allocating the cost appropriately based on the water supply, the max day / max hour. For non-residential that makes the most sense in terms of being equitable to those accounts to recover it just on a per unit basis so a uniform rate and not to have tiers. He explained that the reason is if they try to set up tiers for non-residential they are not really homogeneous. They are looking at maybe a carwash versus a bookstore versus a Starbucks. They are so different that they couldn't fit them in the mold of one type of rate structure. He stated that a lot of times what agencies do, they could do rolling averages of what their historical use is but one issue with that, if you have been inefficient historically then you get rewarded because they are going off of what you did previously. Mr. Isaac displayed a summary of proposed tier allotments. They have Tier 1 for indoor, Tier 2 for outdoor, and then Tier 3 is above their Tier 1 and Tier 2 allotment.

Mr. Isaac stated that now what they want to do is, referring to those cost components that he mentioned, they want to show what costs are in which tiers and then once they show that conceptually then they want to come up with the unit rates that correspond to each of the tiers. He explained that what is also shown by the check marks on the slide is when it is the same size check mark that means every tier pays the same unit rate. As they see the check marks get bigger that means that tier pays a higher unit rate compared to the lower tier. He stated that with water supply they really only have one water supply source, everyone gets charged the same. He stated that delivery is what is the cost of delivery based on the average flow. He noted that everyone feeds in the average flow so that is why everyone gets charged the same there as well. When they talk about conservation, that is the benefit of those that use more water. They are trying to mitigate that higher use so then those people that benefit from it should pay more of that cost. He stated that is the same thing for peak or tier demand. Those that use more water put a greater demand on the system. They should pay a higher percentage of capital costs, energy costs, things of that sort.

Mr. Isaac stated he will take each of those components and show how the unit rates are calculated. As he mentioned, the water supply is the same for every single customer class and every single tier. What they are doing here is basically looking at what is the average usage of each account, each customer class and then they are allocating that cost pro rata. Basically customer classes, tiers don't matter. He advised that is what is the unit cost for water. He noted it is just the raw water; not for operations, not for the system, just to pump the water out of the ground. He commented that it is \$0.20 per unit. Mr. Isaac noted they are not in the business of selling just the commodity. They are in the business of delivering the water and that is their major expense.

Mr. Isaac stated that delivery, this is for their operations, they are not looking at peaks or everyone should pay the same rate, it is \$0.67 across the board. He noted that the next component is the peak costs. They look at what is the peaking factor of each of the customer classes. How much do they peak in their peak season versus their average use. He noted that with single family they peak 60% higher. They use 60% more water, and this is primarily during the summer, versus the average on an annual basis. He added that it would do the same with multi-family and non-residential so based on that peak factor they then say well it is not fair to have everyone pay the same unit costs so they allocate the costs of peak weighting the peak factor with the amount of usage that is generating that peak. He noted that is important. They can't just say 1.6 versus 1.48. They have to know how much usage is generating that

peak characteristic for it to be a fair allocation. He stated that the percentages are slightly different compared to the last slide. That was 77%, 6%, 16% and that is just based on annual usage; just percentage of water use whereas when they look at peak residential which has the highest peak so therefore they have a little bit higher percentage and it is taking away from residential. He pointed to the peak costs in dollars.

Mr. Isaac stated that the other part of this is single family which was allocated the \$624,000 however, they now need to spread that \$624,000 into the tiers. Similar to how they spread the costs to the customer classes based on peak they are now going to do the same thing with the tiers. They looked at what is the allotment that they provide in Tier 1 because Tier 1 they are defining as efficient. That is their base allotment, 10 units. They are saying go ahead and use 10 units everybody because that is for essential indoor use. Then they are looking at on average what is the average use of Tier 2 customers. They use 19 units of water and Tier 3 customers use 53 units of water so in relation to 10 units this is their increased demand on the system. Then similar to customer classes, they weight that peak factor based on the total usage of that tier to allocate the costs accordingly. That allows them to come up with unit prices for each of the tiers. They have Tier 1 having the lowest amount. He noted that it is also a function of how much usage is in Tier 1. He commented that everybody uses Tier 1 so that denominator is greater to spread the costs over.

Mr. Isaac noted that they do the same thing for conservation. They have single family, multi-family, non-residential. He commented that in this PowerPoint and in the report their baseline is \$500,000 for conservation and that is increased from what the initial budget was. The reason for that was, noting that staff can jump in if he states incorrectly, but they are now under executive order. They are telling customers that you need to conserve so this is going to provide programs to allow them to achieve those requests. They also have at the end what it is at \$1 million. They had that discussion at the last meeting and it was discussed on what would be the option at \$500,000, \$750,000 and \$1 million. He has \$500,000 on the display. He can tell them how much increase in cents is \$1 million and then they know the difference if they go in between.

Mr. Isaac stated that populating the chart he showed with the checks, he is replacing the checks with unit rates. They now show, as he said, water supply and delivery is all the same. For conservation, Tier 1 doesn't pay for that at \$0.20 and \$0.54. Then they show the peak costs and then they take the sum of those components to come up with the rates so they have \$1.00, \$1.33, and \$2.11. He added, noting that this is very important as well, that these rates already account for 15% reduction of their usage based on the data they received for 2013/14, and what the City has experienced in this current fiscal year puts them right around 15% reduction so they already took that into account, the 15% reduction for these rates. If they think about it, they have been increased a little bit to account for the loss in consumption.

Mr. Isaac referred to multi-family and displayed their components. He noted that Tier 1 also doesn't pay conservation. As he mentioned with non-residential it is uniform but they are still paying their fair share of each component. He commented that everyone pays the same for water supply and delivery; conservation and peak are based on that total cost that was allocated to that customer class and then their amount is \$1.32.

Mr. Isaac referred to customer impact. He noted that single family is the main customer class in this service area. They are showing the change in monthly bills and most of their customers are falling in a change of \$0-\$5 and around 60% / 70% is up to \$10. He noted that this is for FY 15/16.

Mr. Isaac stated he can answer questions related to water before he goes sewer or he can just continue to sewer.

Mayor Poythress asked if there are any questions for Mr. Isaac regarding water.

Council Member Medellin asked Mr. Isaac to briefly go over the increase in cents. He noted that they are plugging in numbers based on half a million dollars. He asked what the increase would be at \$750,000 and \$1 million.

Mr. Isaac responded that he doesn't have the \$750,000 but they could probably deduce what the \$750,000 would be. He advised that the \$1.00 would be the same because Tier 1 doesn't pay for conservation. He noted that instead of \$1.33 it would be \$1.52 and instead of \$2.50 it would be \$2.64. That would then give them another \$500,000 for conservation programs for a total sum of \$1 million to assist their customers with retrofits; things of that sort.

Council Member Medellin commented that for essentially pennies, \$0.19.

Mr. Isaac stated that the concept there is if your conservation program is successful and you see that reduction in usage then this is also considered an avoided cost, the \$0.54 that he has in there. They wouldn't need that extensive of a conservation program and because they are going to lose revenue, their costs will eliminate that expense because it is avoidable. That is what they try to do as well. They try to put in avoidable costs in higher tiers so when they see loss in revenue because of conservation they now also see an expense go down as well.

City Administrator David Tooley stated that \$1 million is not a lot of money on conservation. As he reads the literature about the experience of other cities, they are burning through their conservation element as people advantage of low flow toilets in their homes or redoing their landscaping. He commented that it is clearly a business decision on the part of the Council but he would point out to them that he thinks they would be like a lot of other communities. They could burn through \$1 million in conservation funds very quickly.

Mayor Poythress asked if Council has any other questions. No other questions were asked.

Mr. Isaac referred to sewer and noted this will be quite a bit quicker primarily because it was just single digit revenue adjustments and there really wasn't an option. It was already pretty smooth. They are looking at 9% and one or two 10%.

Mr. Isaac displayed the current rates with single family at \$26 and multi-family with a flat rate as well. He added that commercial gets a flat charge and it is based on their usage. He noted that commercial non-residential is the only one that also has a charge based on their flow. The way they determine that is based on the usage on the water side.

Mr. Isaac commented that this is a similar slide as water where they allocate costs to different cost components however, with this one, they are just different. He stated that the variable ones are flow, BOD (Biochemical Oxygen Demand) and TSS (Total Suspended Solids). He added that basically reflects the strength characteristics of the discharge and flow is just total volume. He advised that the customer account column is the fixed charge so they are looking at about 40% on that. They will also notice that they have non-metered revenue. They still have customers that are not metered and they can't analyze those customers because there is no usage data to determine but the one thing that they need to make sure is the amount of revenue that is generated from them needs to offset the amount that is going to come from those that are metered.

Mr. Isaac referred to the residential monthly charges noting that they have amount allocated based on flow. They have the bio-chemical oxygen demand, the suspended solids and they also have the customer service which is that 40% then they divide that over all residential EDU's (Equivalent Dwelling Units) which comes with a charge of \$29.74. He advised that currently the charge is \$26.51 so it is roughly a \$3.00 increase on a monthly basis.

Mr. Isaac stated that for multi-family they do the same thing. It is just that there are not as many multi-family customers so their amounts are less but also their EDU's are less. He advised that their rate is \$19.32. He added that kind of makes sense because typically multi-family units are smaller compared to single family so it is not uncommon to see a single family rate that is slightly more than a multi-family rate. He added that if they think about it, in terms of the complex, they are paying more than a single family home because there are so many units connected to it.

Council Member Rigby asked what the current rate for multi-family is.

Mr. Isaac responded that it is \$1.11 and then they have a flat rate of \$16.19 so \$17.30 so it is going up by about \$2.00. He commented that it is a very similar percentage increase.

Mr. Isaac stated for non-residential they are getting charged the customer service charge so they have a base fee, \$13.23, which if they came up with cost components or the unit costs for each one of these, the customer service cost here would be the same amount, \$13, and same in multi-family. He stated that every non-residential gets charged \$13.23 as base but non-residential actually gets charged based on actual flow so they are not a flat charge like single family or multi-family. He advised that it is a function of how much discharge goes into the sewer system. He displayed the different customer classes that they have, or sewer codes, and the corresponding rates. He noted that the reason they are different is primarily based on weighting the amount of flow with their strength concentration of that flow. He commented that they have a very high concentration of discharge that needs to be treated and that is why these rates are slightly different. He added that for the strength concentrations they use the LA County strength factors. He stated that typically what is used is the State Water Resource Control Board information based on the provided strengths. He noted that a lot of agencies say that is outdated. They haven't updated it in recent years whereas LA County, just last year, took that data and then updated it based on their discharge characteristics of different customer types and they have such a significant number of data points that a lot of agencies are now using that as the industry standard. He stated that regardless, if you are a restaurant in LA or a restaurant here, or a restaurant in Northern California, you are still going to have the same similar discharge. For example a BJ's doesn't change their discharge based on where they are.

Mr. Isaac stated they still have, and this is somewhat uncommon, non-metered, non-residential customers. He advised that they kept the customer class types, the sewer codes, the same as what was in the City's billing system. He stated that these customer codes are how the customers are billed today and probably what they see on their bill of how they are classified. He noted that is based on number of square feet, number of bays, number of rooms and the City has this data for these customers but once they convert, because eventually they have to convert to be metered, then they will go into the other category based on actual discharge. Mr. Isaac added that just in case in the future they have high industrial use customers, they have what their rate would be based on million gallons. They wouldn't want to look at it in terms of CCF (100 cubic feet). They are looking at big users and they typically get charged for every million gallons and then based on every 1,000 lbs of BOD and TSS. They won't be using these rates as of today but in the next 5 years, next time they do an update, if they have someone come in they can provide them with that information. Mr. Isaac added that typically these types of users actually have to meter them because of how much of an impact they put on their system. He noted that usually it is required as part of the permit.

Mr. Isaac advised that concludes his presentation on water as well as sewer. He offered to answer any questions on sewer or they can go back to water and that is fine as well.

Council Member Bompreszi referred to sewer and asked if they don't currently have any non-residential customers that are metered.

Mr. Randall responded that not in terms of flow. In order to be metered they have to have, in terms of volume, things that are 25,000 gallons per day. They don't have anything that has that volume. He added that if they do have that they measure their discharge to make sure that they are not exceeding allowable limits but they don't quantify how much it is. He noted that it is fairly expensive equipment and it breaks down a lot and wears out pretty fast so unless they have a large enough flow to warrant it just isn't done.

Council Member Bompreszi referred to water meters and asked if they have any commercial businesses that metered now.

Mr. Randall responded yes they do. He noted that a long time ago they had a few and then they did a pilot program when they started the meter program. He thinks there were like 59 of them that they did to sort of figure out what some of the costs and some of the problems were in doing the projects and then the next phase metering will be to address the remaining 400 or so.

Council Member Bompreszi asked if he knows how far in the future that will be.

City Engineer Keith Helmuth responded that the next phase will be within the next fiscal year.

Mr. Tooley added that they will recall that their first threshold was to get residential done. They are finally reaching that point so the commercial will be the next phase and candidly that is where the money is.

Council Member Bompreszi referred to the gated communities noting that they were having trouble metering or getting meters in and asked how they are coming with that.

Mr. Helmuth responded that that last project has been completed however, there were about 100 to 175 residents that rejected the meters. He added that they will be bringing to Council the acceptance for those within the next month.

Council Member Robinson stated he wants to know why the homeless shelter is charged as a hotel and their clients don't pay any money.

Council Member Bompreszi responded that it is based on occupancy and asked for staff to confirm.

Mr. Randall responded that is correct noting that it is a function of how much is generated. It is not a function of profit margin.

Council Member Bompreszi responded that it is occupancy like the Holy Spouses Hall which is like 1,200. She noted that is the occupancy of the hall however, they never have more than 600 people there so they base it on what the Fire Marshal says the occupancy is on commercial. She found that out.

Mayor Poythress asked if there are any other questions. No other questions were asked.

Mr. Tooley stated he will yield to other staff members but what they are looking for this evening is some direction from the City Council. They have presented them with a draft set of rates. He noted there is certainly a decision point on the water side in terms of whether they want to go with a half million dollar conservation element or one million dollar conservation element. They are looking for direction this evening to proceed. They would then begin with the Prop 218 notices and the ballots would be opened approximately 45 days after distribution. They would anticipate that vote taking place on July 15, 2015, he believes.

Mayor Poythress asked regarding the resolution.

City Attorney Brent Richardson responded that the resolution sets forth their intent to hold a hearing to adopt the rates. He added that the notice that goes out will actually have the rates in it; it is required to have the proposed rates and several other things in it so thus the need to confirm the conservation amount so that when the notices go out they have the correct rates in them. He stated they do need to adopt this to set the hearing to adopt the rates.

Mayor Pro Tem Oliver stated that obviously they rely on groundwater and he believes that in their last discussion, during their workshop with the consultant, they discussed the ideas and opportunities of looking at diversifying their water portfolio. He wanted to follow up on that angle. He wants to see what has been provided and proposed as far as the nexus that would be looked at on whether that would be an outlay possible, in what has been proposed tonight to at some point, in the future, to have funds set aside or accessible to look at the feasibility of importing surface water to treat as potable water. He asked if that would be captured in essentially what has been presented this evening.

Mr. Tooley responded that, noting that Mr. Merchen has been the person that has been on point on this, they are beginning to explore the feasibility of acquiring water from outside of the area. He stated that obviously not every water right is created the same. There are senior and junior rights. They would begin the process of looking for the availability of water rights and then explore the feasibility of transportation and treatment within this five year window. He asked Mr. Merchen what they should add to this discussion.

Community Development Director David Merchen stated he thinks Mr. Tooley has described it in terms of what the costs of the efforts are that are built into this rate study. He thinks they anticipated completing a feasibility analysis for the surface water treatment and delivery over the next five year period but there isn't a component of the rates which is to buy surface water or to build a plant. They will spend something under a million dollars to conduct a feasibility analysis with the other partners in the region that they would need to work with this.

Mr. Tooley added that ultimately, when they reach that point, a treatment plant of surface water in their region could easily be \$50 million to \$100 million. They certainly want to make sure that they take an incremental, carefully evaluated approach before they bring the Council a recommendation.

Mayor Pro Tem Oliver stated his question was really primarily centered towards the feasibility seeing if there is an outlay there.

Council Member Medellin thanked the consultant for his in depth analysis in his report. He commented that the scenarios made it very easy for them to understand and gave them pretty much a black and white picture on where they need to be. With that being said, about an hour ago, Pastor Barry Benard said that although sometimes their decisions are not popular it is what they need to do. Council Member Medellin commented that capital improvements are in the millions of dollars. To use reserves for debt coverage is just not being good stewards of their money. He recommends the rate increases before them and he would like them to look at the \$1 million in conservation.

Council Member Bompreszi stated that is what she was going to recommend also. She thinks they need to look at the \$1 million conservation.

Council Member Rigby stated he couldn't agree more with his colleagues however, he is curious as to what the public will say in these next 45 days. He would like to maybe get some more insight from that because he for one is considering the half a million conservation if the direction given to them by Mr. Tooley is correct; half a million or a million seemingly is the same number and if the public is agreeable with the increase, understanding it might be a little bit easier to swallow with a lower increase versus the higher increase even though it is pennies on the dollar. He thinks they also need to do a better job of maybe informing their public. He would like to see some of what the allocated funds are going to go towards described and let them know that they are looking to fix old pipes, looking to build new water storage tanks. He thinks if these things are presented to the public that also helps with the increase a little bit more so maybe the information that goes out with the information and the billing process might help. He commented that he would listen to the million dollars but he is leaning towards the half a million.

Council Member Robinson stated that he just came back from the 3rd Annual Infrastructure update of the American Council Engineering Company in Fresno. They were talking about how bad Fresno's problem is. He added that the speaker was saying that if they build something they have to maintain it and that is the same way with their sewer and water. If they build it they have to have reserves to maintain it.

Mayor Poythress stated he thinks that Los Angeles is \$15 billion behind in sewer and water infrastructure.

Council Member Holley stated that he heard the fact of half a million or one million. Looking at this he would rather see them do it at a million dollars because that will cut out for them to have to raise it again in the next couple of years. He would rather see if they are going to charge their taxpayers and do it all at one time and one time only instead of trying to piece work it down the road because every year they are

going to look at this and see that they are still increasing. He figures if they do it right the first time then they can start giving them a break following their next year.

Mr. Tooley stated that in the interest of telling the story effectively when they adopt a conservation element it becomes available on a prorated basis for each of their customer classes. He noted that to the extent that there is not a call for that money by that customer class within a given fiscal year the City has the ability to use those funds for other water conservation elements. He stated that obviously he is thinking about their median landscaping. To the extent that there is not an immediate demand by residential or commercial because they are just not ready, there is still millions of dollars to be addressed in their median landscapes.

Council Member Medellin stated that is what he was going to ask Mr. Tooley if he could give them a couple of scenarios or ideas on what that conservation money may be used for and he also wanted to agree with Council Member Rigby. They need to be detailed in what this money would be used for and educate the public in order for them to understand on why they are wanting this money. He thinks he and Mr. Tooley had spoken before that they have a big number before them on ripping out turf, going to drought tolerant medians so things like that. He asked Mr. Tooley to add to that.

Mr. Tooley replied that they have not yet defined what that conservation element is but typically they look to best practices in other cities and they are going to look at low flow devices in their homes like showerheads, like toilets, like faucets. He sees lots and lots of articles about cities that are paying for drought tolerant landscaping. He saw several places where they are paying for artificial grass and artificial grass is \$7 a square foot. They are riding down half the cost of that. He noted that there are a thousand different ways that they might use it. He thinks they can provide some examples in terms of the information that they provide to the community but ultimately they would look at best practices and bring something back for the Council to approve.

Mayor Poythress stated that if there are no other comments they do have a resolution and asked for confirmation if staff has direction.

Mr. Richardson stated because this is a little different on this direction in that it has to go out in the 45 day notice and the rates have to be set in there so he thinks what would be helpful that whoever makes the motion, should they decide to do so to adopt this resolution, that part of that motion would include a motion as to that level so that it is cut and dry and there is no question about it then staff has direction. Then they have to print up these notices and they don't want to get them wrong.

Mayor Poythress stated he would be happy to entertain a motion to that effect.

COUNCIL MEMBER BOMPREZZI MADE A MOTION TO CONFIRM THE DIRECTION ON THE PROPOSED WATER RATES WITH THE MILLION DOLLAR CONSERVATION. THE MOTION WAS SECONDED BY COUNCIL MEMBER ROBINSON AND THE MOTION WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

COUNCIL MEMBER BOMPREZZI MADE A MOTION TO APPROVE THE RESOLUTION. THE MOTION WAS SECONDED BY COUNCIL MEMBER ROBINSON AND ITEM C-3, RES. NO. 15-85 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

RES. NO. 15-85 A RESOLUTION OF THE COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING A DATE FOR A PROP 218 PUBLIC HEARING FOR PROPOSED WATER AND SEWER RATE INCREASES

Mayor Poythress referred to information that will need to go out on the hearing notice and asked regarding location. He was there back in 2005 when they had the meeting at the Bergon Center and frankly, he would be concerned about security if they had the meeting there this time. He thinks that this hall and possibly in their overflow area they could potentially do it here and he thinks they would be a lot more secure in terms of entrances and places people could be if that is ok with the rest of his colleagues.

Council Member Bompreszi stated either that or she could check to see if Holy Spouses Hall is available that evening.

Mr. Richardson pointed out that the resolution they did adopt identified this address as where the hearing is going to be if that helps the discussion.

Mayor Poythress stated he thinks it does.

C-4 Consideration of an Urgency Ordinance Enacting Water Regulations in Response to the Governor's Declaration of a State of Emergency and Mandates for Water Conservation

And

Consideration of Introduction and First Reading of an Ordinance of the City Council of the City of Madera Amending Portions of Chapter 5 of Title 5 of the Madera Municipal Code Relating to Water Service Restrictions

And

Consideration of a Resolution Enacting Drought Water Restriction to Level C

Public Works Operations Director Dave Randall stated that everyone is probably aware that the Governor has mandated reductions. They talked about it tonight. He noted that the statewide reduction is 25% and they have all heard that. Then the state came back and gave them more specific information. They took an average of the residential per capita usage between August, September, and October of 2014 and then they ranked all the cities and municipalities and said this is your place in the tier of how much water you use so the worst wasters have to make up more and those who are already conserving make up is less. He advised that the City was ranked at 32% as the goal and that is from the water usage levels of 2013. Their numbers show that since 2013 they have reduced consumption by 8%; that would leave them 24% to make up. However, staff always loves to look for a better deal. They talked to them a little bit and those three months they happened to be giving Parkwood some water so when they factored out those numbers it dropped them down to 28% and it gave them 9% conservation to date. They are only actually looking for 19% to achieve yet.

Mr. Randall displayed a graph to show them how months go. He stated that the hard part about this is the state wants them to do it on a monthly basis but guess what, every month is different every year whether it rains, what the temperature is. He commented that it just changes everything. They can see that there are various months where they have made some great progress and there are months where they haven't. He noted that the arrow shows them where they are supposed to get to.

Mr. Randall stated what they are proposing is that they change some of the outdoor regulations for use of water. Currently they are on what they refer to now as Level III. He advised that the way those regulations are put into place is that they have to come back and actually amend the ordinance. They did this a year ago when they implemented Level III. He advised that it is a bit cumbersome because that means every time they want to undo it or change it they have to come back and do another ordinance which is at least 60 days for first and second reading. In this case they said let's just set this up as some different tiers and then the Council can adjust it by resolution. They have identified five levels and named them relative to their level of restrictions. He stated they are currently at what would correspond to Level B which is watering two times a week but what they are sort of looking at tonight is maybe having to go to Level C to work towards that 19% reduction which would give them that one day a week. He stated that if things don't work out and they needed to do more, that would be a decision they would make after they see how things work, how their conservation effort works, and what the state tells them. The Council could come back by resolution and enact these other levels.

Mr. Randall stated that Level D would be drip only. All their lawns would basically go to brown. Level E would be sort of the extreme case where just nothing goes outside. He added that along with those levels they have also put in a provision that prohibits the importation of water into the City for outdoor watering. The reason for that is, this was seen when Parkwood went through their little exercise, people can basically go across the street to the farmer, fill up a tank and come in and water and they are not achieving anything. He commented that it is still coming out of the ground. They have made an exception if they are using recycled or gray water. They also allow gray water out of their home up to a certain amount so there are still reasonable efforts that can be done. He stated that exceptions are sort of unfortunately part of what they have to do. He noted that there are a myriad of ways that people live and have situations. He stated that staff just can't write an ordinance as complex as their life is so they recognize that they are going to have to have a relief out for when things just don't work. A good example is the Parks Department. If they limit them to one day a week watering of all fields, they won't be able to have the same usage of that field. He noted that it just won't hold the amount of traffic so where there is an undue hardship or the property can't enjoy the use it is intended for they will make exceptions so there is a provision to sort of take care of those special cases that will arrive. He added that he doesn't cherish being the person to figure that out but someone has to do it.

Mr. Randall stated that enforcement on this is being presented to the Council in two formats. They have an urgency ordinance which goes in effect immediately and then there is a parallel ordinance that says the same thing but it goes through the normal cycle first reading, second reading, adoption and then 30 days to implementation. Even though they have it in place, the first 30 days they are really going to be about getting the message out and they won't be fining people and hammering them. They don't want to tell them too much otherwise everyone thinks they don't have to start for 30 days but in general they always use reasonable discretion in what they are doing.

Mr. Randall stated there are some public concerns that always come up. They get calls about them. The Council probably gets talked to about them. They have addressed them in the staff report. They haven't made any recommendations for specific prohibitions or changes but they are willing to take any direction the Council might give them. He stated specifically the typical fundraising carwash. For example, the softball team wants to go to someone's parking lot and wash cars. Currently they don't see that as something that is easily enforceable and that the water savings is going to be really large. It is apparent which gives people heart pain but there aren't that many going on. He stated that different jurisdictions deal with it different. Some people prohibit them, some people regulate them. He stated again they are concerned with the ability to enforce those regulations. They have provided the Council with some drafts of potential regulations noting that they could consider adoption if they did want to, regulate them, or they could also have the option prohibiting if they wanted to. Similarly recreational water or more specifically swimming pools. He noted that some people feel that if there is an unfair advantage particularly in the later stages, if I have to give up my lawn how come you can have a swimming pool. He stated that again it is very hard to tell people to take out a huge capital investment or to risk its damage. They have suggested a couple of potential mitigations at the higher level asking people to put covers on to reduce the evapotranspiration. He restated that they haven't recommended any particular restrictions at this time but if they feel it is warranted they would be glad to add those in.

Mr. Randall stated there are three items they are asking for: the adoption of the urgency ordinance, the introduction and reading of the ordinance, and the adoption of the resolution which enacts Level C provisions. Mr. Randall offered to answer any questions.

Mayor Poythress asked what happens if they do not meet their goals of this 19% reduction noting that is the big question. He thinks the public needs to know what happens.

Mr. Randall responded he will answer like the state, it depends. He noted that they are trying to find that out. He commented that the state has the potential just to fine them \$10,000 a day. Will they do that? They don't know. They are positioning themselves to where they are not in the back of the pack but they aren't in the front edge either. They are trying to be genuine and diligent in their conservation efforts but they don't want to overreach. He commented that it will evolve through time and they will most certainly be informing the Council of what they hear. He has a webinar tomorrow just on this topic. As they know

they are coming at them pretty fast and furious from the state and they haven't exactly thought everything out.

Mayor Poythress stated he has one more comment then he will open it up to his colleagues after which he would like to open it up to the public. He stated it is very similar to the public comment portion of the meeting that they keep comments or questions to three minutes so that they can get through this.

Mayor Poythress referred to carwashes and advised that he actually talked to some citizens over the last few days asking them about their thoughts. He commented that it was unanimous; just put a moratorium on them, just no carwashes. He knows that last year he heard a lot of comments from a lot of people about carwashes and they didn't have this thing going on and he can just imagine the kind of comments he would get this year about this and that and the whole shot. He has already received a lot of comments from people. Perhaps in this time of serious need to restrict water and so forth they can all find ways to raise money or raise money for funerals or whatever and go other routes.

Council Member Medellin agreed with Mayor Poythress about the fundraising carwash issue. It was something they have talked about. He has talked to a few of his constituents. He stated that it is only as good as the enforcement. They don't have the staff or the manpower to have somebody come in 10 days prior; sometimes it is a spur of the moment thing. His biggest concern is the message they send. Even if it was a controlled nozzle, even if it was within 25 gallons per vehicle, the water ends up going down the street. They send a message to the community that we don't care, we'll waste water so why do I have to only water one day or two days a week so I might as well have my water and they just send a real negative message. He actually took it one step further and talked to a local carwash and asked if they are willing to sell discount tickets for people to have fundraising efforts where they will wash the car, the group will still be able to make a little bit of money, and they aren't wasting any water. They can be creative and there are other ways around it to still fundraise as well as conserve water. He restated that he couldn't agree with the Mayor more.

Council Member Rigby referred to Mr. Randall's comment about how they were considering going to Level C however, that Parks and Recreation would be allowed to perhaps not follow this ordinance because if their ball fields aren't watered, if their soccer fields are watered, that is no good. He asked Mr. Randall how he should answer the call he will get when somebody drives by a park local to where they live and tell him why is it that every time I look out my window it seems that that ballfield has a sprinkler going and my grass looks like it's dead.

Mr. Randall stated that there is always going to be some of that. Any time they have a subjective call they are going to get that. He stated that the provisions that they put in there speak to the fact that it is not just because but where they have an undue hardship and they can't utilize something for the intended uses. They are not talking about just taking open space that is passive and watering that more often. They are talking about space where the traffic load, when they are playing soccer ball, takes a toll on it and they have to put water back on it so it can grow and be vital. They have some excellent people, John Scarborough and such, they know their business and they are not wasting water but he understands the thing why can't I have a nice green lawn but it is everybody's lawn at that point. He noted you can send your kid or anybody can send their kid to play on that. He stated it is sort of a community good. Ideally they have one swimming pool for the whole City right. It's better but it really doesn't happen that way does it. But it does have that effect of that they reduce the demand to have it every place else.

Council Member Rigby stated he just wanted to make sure, kind of alluding to what Councilman Medellin said, the good faith has to be looked upon by their public that they are doing every effort they can as a City if they are requiring restrictions being made by the private sector that they themselves have to somewhat follow a steady line as well.

Mr. Randall commented that he may see City Hall not be as green. They don't walk too much out there on that grass.

Mayor Pro Tem Oliver stated they know that years of perpetual drought have stressed their groundwater supply and have continued to raise overdraft concerns. He asked Mr. Randall to briefly touch on what the status and health of their water infrastructure is today, any updates as far as wells that have gone offline for maintenance or permanently and some of the stresses and challenges that they face because of this drought.

Mr. Randall stated they are not unusual from a lot of people. They have seen a lot of impact from the water level being lowered from multiple users i.e., the ag industry needs more and more water. He commented that the way they see that is that twice a year they do efficiency evaluations of all their wells. They get measurements on their standing water level, the drawn down pumping level and the recovery rates, etc. What they found is that they are seeing increasing drops in the pumping levels. Last year they saw about 9 ½ feet on average. It ranged from 0 to 33 feet for static water level reductions. He commented that last summer they lost four wells, one permanently which was fairly old and just couldn't recover. The other three have come back to limited means. They have, as a result of those things, refurbished Well 18 from being just a standby well with a new electrical service and such and it will be going into service next week. They finished the bacteria test and everything is fine so it will be going into service. They rebuilt Well 21 to recover and it is doing fine so they have recovered that. Well 27 which has been down for at least four years because of a problem with the GAC filters and nitrate concentrations is in the process of being retrofitted with nitrate analyzers that tell them what the problems are. They found a way to flush those to address that and the state will be allowing them to bring that well back on. He commented that overall they lost about 1600 gpm in peak demand capacity. If they aggregate how much their wells are going down, often the problem isn't that the wells can't pump water but they can't pump as slow as they need to. He noted that it used to be they had a straw into a glass of water; now they have a straw into like a snow cone. If you sip too fast you lose it; it is gone so they have to put up variable frequency drives which allow them to slow down the motors. He commented that it is not very efficient because the rest of the apparatus aren't fully designed for those but they still get reasonable service out of them so they are having to install VFD's in two other wells and they put one in Well 18. He noted that all in all they did see some real impacts; they lost some wells. They were able though to maintain their water levels. They never were in jeopardy of fire flow and they have been able to handle their peak demand. He advised that the fire flow mainly is managed through their million gallon above ground tank. He stated that as long as that stays at about 50% full they still have plenty of reserve in case they have a large fire and they need that. They have kept those levels even during peaking on Sundays and such. He stated that with the additional stuff he just described what they are doing in wells they should be fine even with the one day a week service demand. They should be, unless the drought does something they don't know about, they should be able to address it. Additionally they did do a little more than just look at normal operations. They did hire a firm that brought in an agronomist and hydrologist and looked at their aquifer and at the various issues that they have and gave them some recommendations of what they thought was happening and that resulted in the VFD's. They are trying to proactively understand what is happening with their groundwater and keep their equipment in a state where they have adequate capacity and so far they can. He advised that it is not cheap. Every time that they refurbish these things they are quite expensive.

Council Member Bomprezzi asked if they approve this tonight if it immediately goes into effect. She knows before when they went to Stage III it was certain times of the year and this will be year round.

Mr. Randall responded that this will be in effect until the Council rescinds it if they so choose.

Council Member Bomprezzi stated if they per chance get a wet fall or spring because they had an unusually warm March. They had 90° and it was very, very unusual for March.

Mr. Randall responded that is why they brought it as an ordinance that is amended by resolution. He stated that any first or third Wednesday they can turn it on or off or change the level.

Mayor Poythress asked if Governor Brown's law is good through February of next year. He noted that it seems like he read something about that.

Mr. Randall commented that he is not familiar with that provision.

Community Development Director David Merchen stated he thinks Mayor Poythress is correct. He thinks it was 270 days or something like that.

Mayor Poythress commented that if there are no other questions or thoughts at this time he would like to hear from the public. He would like to keep comments to under three minutes. He invited speakers to the microphone and asked that they state their name and address for the record.

Mike Fuller, residing in Madera, California, stated he would like to concur with the comments made about the carwashes. He commented that there used to be an insurance office but now it is a bail bonds office across the alley behind his house and there are carwashes every weekend, Saturday and Sunday, pretty much throughout the year. He thinks it is a fundraiser for an alcohol recovery program related to a church. He has been tempted to complain because it is pretty noisy too but the only thing he wants to say is he thinks, even if the amount of water use is small, he thinks it just sends a great message to the community as a whole and also for enforcement just a ban might be helpful. He thinks people will be creative and figure out other ways to raise money for funerals or whatever. He added it is not that it will be an easy adjustment but he thinks he would recommend that kind of approach. Also as far as his yard goes he doesn't have any grass. He has over 100 trees which is a little bit different than most people, fruit trees. He is not growing vegetables right now because of the drought but he has been on drip for about eight years already. He advised that his drip is below 4 to 10 inches of mulch and rather than water twice a week, historically during the summer, he waters twice a month and now he is cutting back to once a month to see how his trees handle the stress. He saves all his water bills so he can monitor his usage but just as a comparison, when he used his house as a rental, he qualified for some energy conservation programs and it is probably at least \$4,000 to \$5,000 worth of work that was done on his house both insulation in the attic and it was free. It didn't cost him a thing. He checks every month on the PG&E website because he can monitor his energy use both gas and electricity and they send him, it is at least quarterly, maybe monthly report, and generally most months his house is more efficient than similar efficient houses but it has helped a lot. He mentions that because of one investment that was made through a conservation program and noted how easy it is for him to monitor his use. He just goes online. He knows there was an article in the Fresno Bee about how some kids proposed a similar program that would be available on people's app phones. He would really encourage those kinds of approaches because he thinks he is already conserving a lot of water. He has a low flow toilet, low flow showerhead and all that but he is eager to take a much closer look at how much he is saving. Before he planted his trees he grew what is called cover crops, green manure, and he had a compost so he added a lot of organic matter to his soil and it really increased what they call the tilth which helps with water penetration but also the increased amount of organic matter holds water in the ground also. He keeps the base around his trees clear of mulch to prevent disease and those kinds of things so they can see how quickly it gets dry. He advised that underneath the mulch it stays wet a really long time. He has had some communications with Director of Parks and Community Services and the City has begun to use a lot more mulch but just as an example, if they look at the river trail between Rotary Park and Schnoor there is no mulch there; it is just bare dirt. He added that new water wells around the trees have been dug recently but it is just bare dirt. He added that weeds are an issue. He thinks they are using roundup mostly to control that but his experience has been that fairly deep 4 plus inches of mulch with the drip irrigation underneath creates a tremendous amount of water savings so he would suggest that his house is at least somewhat of a model but he is really looking for more effective ways to monitor his usage so he can increase the water conservation efforts that he uses. He is beginning to look at gray water and that is similar to the energy conservation he did. He is already in his research but he is looking at about \$3,000 to \$5,000 to install a system that would collect both his gray water and his rainwater. Mr. Fuller stated he applauds their efforts and he wishes the whole City a tremendous amount of success in this regard.

Mayor Poythress thanked Mr. Fuller.

Mayor Poythress asked if there is anybody else who would like to make a comment. No additional comments were made.

Mayor Poythress asked if there are any other comments.

Mr. Richardson stated that in light of the discussion of the charity carwash issue and the prohibition there would be two options basically. He tried to come up with something on the fly here that they could insert in there. He noted that it is obviously not his preferred course but he thinks it would work and the other option would be to bring something back but they are looking at another couple weeks of delay. What he has come up with, if the Council is interested in hearing it, he can kind of let them know.

Council responded yes.

Mr. Richardson stated his thought is inserting language at the very end of Subdivision (A) right before the exception section. He is assuming that they want it about Level C or greater. It would read upon adoption of Level C restrictions or greater all organized carwashes not conducted as part of a licensed business shall be prohibited. He noted that he doesn't know if that gets them where they are going or not.

Council Member Medellin asked Mr. Richardson to repeat it.

Mr. Richardson restated that based upon adoption of Level C restrictions or greater, which is what he thinks they will be considering tonight, all organized carwashes not conducted as part of a licensed business shall be prohibited.

Council Member Bompreszi stated she thinks they kind of wanted it prohibited all together.

Mayor Poythress stated that a licensed business is not prohibited.

Council Member Medellin stated that was kind of what his question is. Does that mean, for instance...

Council Member Bompreszi questioned if they are at Level III and they go to Level II that the carwashes are allowed again.

Council Member Medellin stated what he is saying is if there is a licensed business and they want to use water for carwash efforts, they volunteer their water usage, if that would that be allowed.

Council Member Bompreszi stated that what the City Attorney is saying is if they adopt a Level C or greater, in his verbiage, then the carwashes would be prohibitive but in her mind...

Mr. Richardson stated that it would be prohibited if they are not part of a licensed business.

Council Member Bompreszi stated that if they go back to Level II they would be allowed again and that is what she is trying to clarify.

Mr. Richardson commented that he just threw that out there and the Council is welcome to change it.

Council Member Bompreszi stated she thinks they should be banned no matter whether they are at Level I, II, III, IV, etc. That is her personal opinion.

Council Member Medellin stated what he is getting at is the licensed business. That is what is throwing him because he has a licensed business so he can have somebody come to his licensed business and use my water for fundraising efforts. He wants to be sure that is clear.

Mr. Richardson responded that Council Member Medellin likely has a permit to run his business that may prohibit that.

Mr. Randall responded that if he understands what Council Member Medellin is saying, he thinks there might be a little division of thought here. They are talking about a licensed carwash business.

Some Council Members stated that is what they were thinking.

Council Member Medellin stated then that it has to be a licensed carwash business. He stated that as far as Level C restrictions he was ok with that.

Mr. Richardson replied that is a good addition.

Council Member Rigby stated he noticed in Mr. Randall's description of recreational water, adding that this is coming from a youth pastor, it reads the use of waterslides, outdoor activity during the summer time, that sort of thing, and asked if there is a prohibited amount of use on those types.

Mr. Richardson responded that was just food for thought and it is not part of it.

Council Member Rigby stated that answers his question.

Council Member Medellin stated that it would be limited to their address and the day that they can water.

Council Member Rigby stated he would imagine so and the time.

Council Member Medellin stated that it is only one day a week on Level C as long as the party is on that particular watering day.

Council Member Rigby stated it would be between 7:00 and 10:00.

Council Member Bompreszi added either Saturday or Sunday.

Council Member Medellin agreed that there would be some restrictions.

Mr. Richardson advised he would read it for the record as it has changed. He would have an insertion right at the very end of Subdivision (A) that says, upon adoption of Level C restrictions or greater all organized carwashes not conducted as part of a licensed carwash business shall be prohibited. He asked if that gets them there.

Council agreed.

Mayor Pro Tem Oliver stated he doesn't want to get off subject but he feels Mr. Fuller brought up a real great point about information and being able to track consumption. He also knows that in the staff report it mentioned that currently they don't have the means for the public to readily monitor their consumption but they are in the process of transitioning to a new data management software and that there might be some options to opt for some increased features that would provide that. He just wanted to make a point while they are still on the subject that he thinks that would most definitely be something to look at. He thinks information is power and Mr. Fuller made a really great point and obviously leads by example.

Mayor Poythress stated if there is nothing else they have three items for action.

Council Member Robinson stated that it is kind of drastic one day watering. He asked if it is possible to have one day watering and one day drip.

Council Member Medellin responded that drip is allowed already.

Council Member Robinson stated that the extreme is drip only.

Council Member Bompreszi stated that is the next level.

Mr. Tooley stated he doesn't pretend to be an expert on hydrology or watering but the feedback he has got from some people is that in fact, even on drip irrigation systems on plants, it is actually more effective to water only one day a week because it forces the plant to develop a deeper root system. He thinks that their use of drip irrigation on a one day a week basis would be consistent with the action that they are considering this evening.

Mayor Poythress called for reading of title.

The urgency ordinance was read by title by the City Clerk.

ON MOTION BY COUNCIL MEMBER BOMPRESZI, AND SECONDED BY COUNCIL MEMBER MEDELLIN, FURTHER READING WAS WAIVED AND ORD. NO. 921U C.S. WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

ORD. NO. 921U C.S. ADOPTION OF AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING PORTIONS OF CHAPTER 5, OF TITLE V OF THE MADERA MUNICIPAL CODE RELATING TO WATER SERVICE RESTRICTIONS

Mayor Poythress called for title on the second item.

Mr. Richardson stated he wants to make sure for the record that he is clarifying that that same language, since these are identical ordinances outside of the urgency language, is inserted in both of them.

Ms. Alvarez agreed.

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

ON MOTION BY COUNCIL MEMBER BOMPRESZI, AND SECONDED BY MAYOR PRO TEM OLIVER, FURTHER READING WAS WAIVED AND THE INTRODUCTION OF AN ORDINANCE WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

INTRO. ORD. INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING PORTIONS OF CHAPTER 5, OF TITLE V OF THE MADERA MUNICIPAL CODE RELATING TO WATER SERVICE RESTRICTIONS

Mayor Poythress announced they also have a resolution.

Council Member Bompreszi made a motion to approve the resolution with the added language that ...

Mr. Richardson responded that they don't have to do that because the ordinance language will automatically count for that. He stated that the fact that they are enacting Level C would kick that in.

ON MOTION BY COUNCIL MEMBER BOMPRESZI, AND SECONDED BY COUNCIL MEMBER MEDELLIN, RES. NO. 15-86 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

RES. NO. 15-86 A RESOLUTION OF THE COUNCIL OF THE CITY OF MADERA, CALIFORNIA ENACTING LEVEL C DROUGHT WATER RESTRICTIONS

D. WRITTEN COMMUNICATIONS

D-1 Written Communication from the Madera Rescue Mission Requesting Waiver of Fees and Report by Chris Boyle

Mayor Poythress stated he has a conflict of interest on this item due to a customer relationship and turned the gavel over to Mayor Pro Tem Oliver.

Mr. Tooley asked if the Council would consider taking a quick 5 minute break. He thinks it would be useful for them to make sure they are coordinating what he just said and he thinks maybe a break outside the room would be useful.

The Council recessed at 7:45 p.m. and returned at 7:52 p.m. with all members present.

Mayor Poythress announced that they are back in session and as he mentioned previously he is going to hand the gavel over to Mayor Pro Tem Oliver due to a conflict of interest. Mayor Poythress exited the Council Chambers.

Mayor Pro Tem Oliver announced that they would move on to item D-1 and read the item title.

Planning Manager Chris Boyle stated that as a mechanism to background the Council in advance of hearing the written request, on April 14, 2015, the Planning Commission provided direction to the Madera Rescue Mission to complete certain components that had specific costs associated with them in order to provide for compliance with the conditions of approval for the use permit that governs the Rescue Mission. From that staff directed the applicant to make two separate requests for a request to absorb those costs associated with those requirements. He commented that the first requirement was to either install water meters onto the site or to complete a deferral agreement through the Engineering Department and that is one of the written requests before the Council. He advised that the second direction from the Planning Commission was to amend the conditional use permit to best accommodate outdoor events and to better refine what special events were and how those processes would be completed. He added that as a component of that the Rescue Mission was anticipating certain improvements onto the site and they would incorporate that request within any application to modify the use permit. Mr. Boyle introduced Mike Unger, the Director of the Madera Rescue Mission.

Mike Unger, Director of the Rescue Mission, stated he is not exactly sure how to approach this. He is not sure how hard he is going to have to sell it. He commented that the reality of the matter is that they have over the course of the last two year, noting that December of last year they went through a process and the process was approved by Council, costs were deferred and they greatly appreciated when they were deferred because most, if not all, of the corrections that they applied for in that process have been completed by companies within the community that have provided services. He thought rather than come up earlier and spend two minutes providing them a backdrop of what they are doing as a mission over there, he was hoping he might take those two minutes now to give them just a brief overview of what the mission is doing and where they are at today if he could. He knows they are going long so he will be quick.

Mr. Unger stated, just to let them know, needs and requirements have increased as they likely know. He noted that the situation is not unique to Madera. They see it everywhere and with that they have seen an increase of meals served each month to the tune of around 6,000 meals per month. They service over 2,000 bed nights per month and they distribute 300 to 500 food boxes in conjunction with the food bank. He stated that is just the scratch of the surface, if you will. With their emergency shelter services they provide numerous opportunities for people to find housing and they have a number of, in fact many, many instances of success, hundreds of clothing referrals provided by various agencies. He added that, in fact one of the gems or jewels, if you will, is that they have an inpatient 12 month program designed to help folks that are addicted to any number of things and that 12 month program has had some, what he would consider, considerable blessings. By that he wants to say that they have, in the last two years, graduated 42 people that have not only graduated but gainfully employed and/or going to college. They have got another 5 graduates coming June 6th and he would like to invite anyone who would like to come out to that event to please join them. In essence, what he guesses he is saying here is that all of this is provided to the public, to the community at zero cost. By that, zero cost to the City. He stated that there is a cost attached and the churches have absorbed that cost as have many of the local individuals, mom and pop, Mrs. Henderson's, you name it that have seen an inherent value to what they do. With that

being said they have received a bid to do the water meter. From what he understands it is a good bid. It is not an unreasonable number. He stated that the issue he thinks, at this point, is the bid is such that they are looking at \$20,000 at a time when it is difficult to come up with \$20,000 going into summer. He added that traditionally donations and funding does down during those months and he is hoping that the Council might see fit to provide a deferral and in that, as mentioned earlier, they were also willing to absorb, and again appreciated by their team, the cost of the initial improvements he was hoping that they would once again entertain that as an option. Mr. Unger stated that if he has understood what has been said, he would be happy to answer any questions at this point.

Mayor Pro Tem Oliver thanked Mr. Unger for all of their good work and the organizations good work over all these years. He stated that it is certainly noticeable by all of them up here and in their community.

Mayor Pro Tem Oliver opened it up to Council for any questions. He noted they are asking for one, the deferral of the required improvements to water services as well as waiving of \$1,545 in Planning fees, and asked for confirmation, for some of the site plan review and...

Mr. Boyle responded that there are two requests that the Council is reviewing tonight. The first request is the cost associated with processing the deferral agreement by the Engineering Department. He advised that the applicant would like to defer the improvements, the installation of water meters and associated improvements. Mr. Boyle commented that in order to do that he would have to make application to defer those improvements and enter an agreement, per Council direction, with the deferral agreement that would come before the Council. He stated that the Engineering cost to complete that would be \$325. Mr. Boyle commented that the second request is to absorb the cost of Planning entitlement fees to complete the directions that were given the applicant by the Planning Commission to amend the use permit and the request of the applicant to provide for additional improvements onto the site namely the refrigeration units and the demolition of other infrastructure that is there right now that he would like to remove.

Council Member Rigby asked if that is two separate motions.

Mr. Boyle responded that he believes they could take that as one motion.

Council Member Medellin stated he knows this came up last time and asked the City Attorney what they would have to consider so that this would not be a gift of public funds.

City Attorney Brent Richardson responded that basically their consideration on a gift of public funds issue is that it benefits the community generally and probably with something like the Rescue Mission he would advise that they likely could get there.

Council Member Rigby stated so that they may answer that question for Council Member Medellin, he asked Pastor Unger if he wouldn't mind maybe alluding to how many do end up on their doorstep on an average night drunk that provide their law enforcement men to not have to step in and go into action.

Mr. Unger stated that having been a Royal Canadian Mounted Policeman he knows there is a cost per call equated to every incident of that nature. He would suggest that of the 70 to 80 people they house, and they are not all the same people per evening there is probably at least 15 plus individuals that likely would be considered drunk in public, a nuisance, a danger to themselves or others; that sort of thing that they routinely kind of manage, if you will, and of course there is a broad spectrum of mental health and behavioral health issues that they deal with on an ongoing basis that he thinks fall into that same pool, if you will.

Council Member Medellin stated he is familiar with the people that visit and on one hand when you think about the growing number of people it may send a bad message but at the same time the message he is hearing is that they have a place to go. He sees them from the river and Rancho San Miguel, in that area, walking down the street. There is a place for them to go is what he is saying. Having that opportunity from the efforts of Mr. Unger and his staff over the years has been great and it is a great success. He restated that it really is and they do really appreciate their efforts in what they have been

doing. He just wants to make sure that what they are doing here is not setting precedent for somebody to come forth and there is certainly no question about the benefit to the public on what they are doing. Council Member Medellin stated that his final question is kind of open here, it says, defer those improvements to a later date. He asked if there is a particular number that they have to put on that or is that just kind of open ended. Do they come back noting that sometimes it is a year. He asked Mr. Boyle if they are going to be specific on that.

Mr. Boyle stated that speaking for the City Engineer, typically a deferral agreement is as directed by the City Engineer.

Community Development Director David Merchen stated, to clarify, the request this evening is to waive the fees to apply for a deferral agreement. He noted that there is no agreement that has been drafted at this point so the recommended terms have not been set just yet.

Mr. Richardson responded that agreement would come back before the Council.

Council Member Medellin stated he thinks he has said his peace and his feeling and as far as the benefit to the public and the community absolutely.

Mr. Richardson commented that they might also add that there really is not a waiver of the fees. It is actually they are deciding to allow the general fund to absorb it obviously.

Mayor Pro Tem Oliver stated that with that, unless there are any other questions, he shares the same feelings and sentiments as his colleagues. Mayor Pro Tem Oliver stated he would entertain a motion for action.

COUNCIL MEMBER BOMPRESZI MADE A MOTION TO APPROVE ITEM D-1. THE MOTION WAS SECONDED BY COUNCIL MEMBER ROBINSON AND THE MOTION TO APPROVE THE MADERA RESCUE MISSION REQUESTING WAIVER OF FEES TO BE ABSORBED BY THE GENERAL FUND WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSTENTION: MAYOR POYTHRESS.

Mayor Poythress returned to the Council Chambers.

D-2 Presentation on Resources Available at the Madera County Library

Ellen Mester, Madera County Librarian, stated this evening she wants to give a presentation and information about the resources at their library here in Madera. She advised that she would start out with a short video clip that was created by the American Library Association. She stated she has cut it down a little bit. She noted that it starts out with a father reading to his young daughter. She had to cut that out but it is just going to come right in with him talking about how he feels about his taxes being used in an appropriate manner.

Ms. Mester stated she thinks that video encapsulates the essence of what libraries are all about. She thinks that it is really important that they all understand the value of libraries and that is what she wants to talk about besides the resources that they have. Ms. Mester advised that the Madera County Library is one block away from here on "G" Street and they have just completed about \$500,000 worth of renovation thanks to the Red and Nancy Arnold Foundation. If they haven't been to the library in a while she encourages them to stop by and see it. She noted that it has really transformed the library and it really looks great.

Ms. Mester stated she is going to give them some current statistics. She wants to remind them that they are talking about the Madera Library only. There are five libraries in Madera County. The Madera Library is the headquarters and the largest library obviously and they have four branches: North Fork, Oakhurst, Ranchos, and Chowchilla. She stated that the Madera Library gets an average of 8,500 people a month coming through their doors and in the summer time it is 10,000 a month coming through their doors. She noted that 6,500 of those 8,500, that is 3 out of 4 people, who regularly use the library in Madera live and

work in the City. She thinks that is pretty significant. She commented that half of their entire budget for all the libraries in Madera County goes toward the Madera Library. She stated that the usage and need for their libraries has increased and that is nationwide but unfortunately the funding is always a struggle for libraries including their library here in Madera.

Ms. Mester stated that some of their library services that they might not be aware of, and a lot of people, if they haven't been to the library recently have an idea from their childhood or younger years of the library being just a place that houses books; just a building that houses books and people go and check out. She noted that the library has evolved to meet the needs of the community and of the times. One of the important things of course is the free internet access and that is available through Wi-Fi so they can bring in their own device and use their internet for free or, if they have a library card, they can get on one of the public computers. If they don't have a library card they will give them a visitor pass at least one time but they encourage everybody to get library cards. They have these great databases. She stated that the one for auto repair is really popular. If they have a 1967 Mustang that they are working on to restore they can, with their library card, from their home computer through their library webpage access this database, pull up the schematics for this 1967 Mustang, and print it in less than a minute. She stated that this is wonderful. These databases have really valuable information that has been pared down and vetted so it is all really, really good stuff and all those databases are very valuable and cost a lot of money. The way that they are able to have these things available in their libraries here in Madera is because they belong to the San Joaquin Valley Library System. They are part of a consortium and that way they can get these wonderful resources at a reasonable price and with the consortium they can borrow a book from Bakersfield and have it delivered here to Madera for 50 cents. She stated that it is an amazing value to their community.

Ms. Mester added that they also have copy machines, printing. They can scan people's documents, save it to a flash drive for them. They have a fax machine that will be coming really soon and it will be a public fax machine. She advised that is going to come with their Veteran's Resource Center which will be coming in July. They are working with Charles Honeycutt and David Rose on that. This will be a part of the library where veterans can come and they will have computers and printer available just for them so that they can apply for benefits online. They can talk to counselors there. There will be some staff there that are paid for by the Veteran's Administration as work study employees. They are looking forward to that and they are really excited about that.

Ms. Mester stated that they also have a California History Room that has some of the original City and County ledgers. She noted that these are beautiful handwritten ledgers that are just priceless. They have photos, documents and it is a wonderful archive collection that they have that they allow people to view, with a staff member of course, and they have many historical photographs and collections. They are working especially on a Native American collection that encompasses the tribes in Madera County. She noted that it has world history videotaped interviews, photos of course, baskets and it is wonderful. She added that they want to do that for all of the different ethnic groups here in their City and County. They have historic newspapers that they have digitized through grant money especially like the Madera Tribune, the Madera Mercury, the very first editions. She advised that those will be coming online through their webpage probably July 1st. They are hoping for that so if they want to look up an old article in the Madera Mercury they can just go through their webpage and type in the date or a keyword and pull up the article. She stated this is really a wonderful thing.

Ms. Mester commented that they also have a local author collection that is priceless. She advised that they have several local authors here in Madera such as Sheriff John Anderson, Glenna Jarvis, of course Frank Bergon very famous, and others including Tim Desmond. She noted the local author's books that they have published and these are available for check out at the library so it is a special collection and very unique to their City and County.

Ms Mester stated they also have children's computers and children's programs, most importantly, the summer reading program which helps children maintain that reading level and prevents that summer slide that they often will have in achievement if they don't continue reading over the summer. She stated that the education component of the library is all these programs that they have such as Early Childhood

Learning. They have a Story Time that is just wonderful; a weekly story time and that helps preschool children learn how to sit quietly and listen, follow instruction, all things that will prepare them for Kindergarten and that is really important. She added that the AWE computers are a touch screen computer so even toddlers can interact with the computer, learn their colors, their numbers, all these things are very valuable especially for people who aren't in any kind of preschool program. They kind of fill in the gap for those people that aren't in a structured program school environment. They also have elementary support. They have AR chapter books, common core curriculum support materials, online support tools for the students, free tutoring, positive environment, all these things for both elementary, secondary and even lifelong learning. This is adults who maybe want to change their career or they are just interested in finding out information about colleges, things like that for older adults and younger adults; it doesn't matter. They have all that information there for them. She commented that it is a value to the community.

Ms. Mester stated that the library is always considered an anchor to a community. They offer a safe, neutral facility where people can meet, learn, study. They have people that come in every day just to read the newspaper. It is a nice place to hang out, peaceful usually. She added that the library serves everyone especially residents who don't have a smart phone or a laptop or a tablet or whatever. They come to the library to use those facilities. Ms. Mester noted that when she says it serves everyone, she always thinks of the Woodward Park Library. She stated it is kind of a funny story she thinks because when they wanted to build that library originally people in Fresno were like why would you build a library in an affluent part of town; those people don't need a library there. They have all their computers and everything at home. They can buy books through Amazon. They don't need a library. She asked that they guess what is the busiest library in the whole San Joaquin Valley, Woodward Park Library. They are open seven days a week and every time they go there it is always full including affluent and people not so affluent but it just goes to show that everybody values the library; everybody uses the library no matter what their income is. She stated that they are the cornerstone of their democracy in that they provide free access to information and that is really important to their society and it is a doorway to cultural and community growth as well. That is how they learn and grow as individuals and as a community.

Ms. Mester added that the library also increases property values and desirability to reside in a community. She noted that many people, when they are shopping for a house will look for schools, what are the schools nearby and library is one of them; grocery stores, library, schools. She stated that it definitely adds to the property value.

Ms. Mester stated that the long term effects are there is a direct correlation between education and a crime. She commented that education goes up; crime goes down. She added that education creates better jobs, better citizens, more community involvement and that is where they are. They are under that umbrella of education; schools and libraries go together under education. Ms. Mester commented that is always a solid investment in the future education, libraries. Ms. Mester stated that Ben Franklin who created the first free public library in 1731 in our country once said, an investment in knowledge always pays the best interest.

Ms. Mester stated she would finish with a brief video by Neil Gaiman who is a very famous British author. He has written both children and adult books and he is a very strong library advocate. He did this very long presentation but she just cut it down to a short bit. After the video, Ms. Mester stated that concludes her presentation and offered to answer any questions.

Council Member Bompreszi asked what their hours of operation are.

Ms. Mester replied they are open 11:00 a.m. – 6:00 p.m. Monday through Thursday, and 11:00 a.m. – 3:00 p.m. Friday and Saturday. She wishes they could have longer hours. That is something that people have asked them for but they just don't have the staff. They have been cut, cut, cut every single year since the recession. They can barely keep the doors open with what they have.

Council Member Rigby thanked Ms. Mester for all she has done. He applauds her efforts not just toward maintaining or advancing literacy among their children but even for staying current and moving forward

with technology. He thinks that is a big deal. One thing she was reluctant to mention, he is surprised, is their connection to the 3M Cloud library system which is something his wife utilizes quite often. If she is not frequenting their library with their 3 month old in a stroller, she is digging around her iPad with the 3M Cloud library system. He thinks that is an incredible system. He thanked her for partnering with the other libraries of the San Joaquin Valley to make that available. He added that he misses a check out program where the library would once offer prints of fine art to be checked out for period of time and that was something that his grandmother utilized often and introduced him to. He noted that it went away at the time but he would be very interested to see that return; maybe a partnership with the Madera Art's Council.

Ms. Mester replied that they do partner with local artists who show their work in the library, like their local authors. She added that every month the artist changes out their artwork and they have a different artist come in. She knows what he is saying about the print collection. She doesn't know if many libraries are even doing that much anymore. It is just hard to do everything for everyone unfortunately especially with the limited resources that they have. She referred to the e-books that Council Member Rigby mentioned and stated that is wonderful. She noted that the other counties around them supplement their e-book collections with their own private e-book collections. Ms. Mester stated they don't have the funding for that so they are kind of behind there. They just have their small 3M collection and it is a long waiting list for a lot of people and they get frustrated. She added that they can't go to Fresno and check out their e-books. It goes by their residence so if they live in Madera they have to make do with what they have but that is something she would really, really like to do is expand their e-book collection, have some audio download books. People are asking for that all the time and that is another platform. She noted that all those platforms are like \$3,000, about \$7,000 if they want to expand the collection to a decent size. If they were to get the audio downloads and more e-books they are talking upwards of \$10,000. She commented that it is hard to do right now.

Council Member Medellin thanked Ms. Mester for the presentation. He commented that he needs to visit the library and take a tour. He was probably in the 3rd grade the last time he went. He referred to her comment that out of the 8,500, she said 6,500 are City residents. He asked if she has a breakdown by age or address or things like that. He asked how they arrive at that number.

Ms. Mester responded by their library card. They can pull up data if they check out books but they also have a lot of visitors. She noted it is just empirical data. They see them come in every day and they know where they live. They live in the neighborhood. They come and read the paper. They look at books. They attend their programs so that is where they are getting that 3 out of 4. It is empirical and also from their library software that they can tell.

Council Member Medellin thanked her again for the presentation.

Council Member Bompreszi referred to their new Veteran's Resource Center. She noted that Ms. Mester had indicated that there will be people there to assist the veterans work study. She asked if they will assist the veterans as far as assisting in filling out any paperwork that they might need.

Ms. Mester responded yes and that is their role. She stated that the library staff obviously they don't have a clue. This is a grant that is funded by the state library and the VA. They provide work study students. The VA will actually pay these students to come. They will also have volunteer veterans that will be there at set times. She noted that they will say for example Tuesday, Wednesday and Thursday from 1:00 p.m. – 2:00 p.m. there will be somebody there to help you so that the veterans will know then. If they don't need any help they can just come use the computers, get online to their account, fill out the applications for jobs, health care, any veteran benefits. She restated this is all being done by a grant through the state library and the VA. They are excited.

Council Member Bompreszi agreed that is going to be valuable because she knows the backlog there is. She noted that their veterans do a wonderful job.

Ms. Mester noted that they don't have a place to actually work and some of the veterans don't have computers and they struggle to fill out these applications. They are very tricky so that is why they feel the resource center will be very helpful.

Mayor Poythress thanked Ms. Mester and stated his appreciation.

E. ADMINISTRATIVE REPORTS

E-1 Direction from Council Regarding Written Request from Madera National Little League on Proposed Field Improvements at Lions Town and Country Park

Council Member Medellin stated that as he did prior, he is going to have to recuse himself on this particular issue. Council Member Medellin exited the Council Chambers.

Parks and Community Services Director Mary Anne Seay stated that in November of last year the City received a letter from the Madera National Little League requesting permission and assistance to renovate the field to 50/70 standards. She noted that letter was forwarded to her department. She and John Scarborough met with Mr. Steve Barsotti and Brian Driggs and discussed the possibilities of field renovation. They brought a very nice presentation. After looking over the presentation they quickly realized that what they were asking of the City, she could get to \$200,000 without working too hard at it. They had a pretty frank conversation about how they saw this working best for them.

Ms. Seay advised that they have a capital improvement plan, as they know, that they approve every year. She noted that one way would be to get in line with all the other capital projects they have. Another is how a lot of parks infrastructure is maintained and added throughout the course of the year is through their service clubs and groups that use the facilities often. She added that the baseball fields in Madera were built by the parents of baseballers years and years ago. She commented that the first iterations of the park they see now were built with sweat equity from community members. They talked to Mr. Barsotti and Mr. Driggs about the value of that kind of work and that the City would be committed to working with them in partnership. The first thing they wanted them to do was to get in front of the Council to present the idea which they did at the March 18, 2015 meeting. Council directed staff to present some information. They met with Little League a couple of times and they have pared down their ask of the City. Basically they are asking for four things. They are asking one, for permission to do the renovations. Two, they are asking for an absorption of the fee which in checking with Steve Woodworth from the Building Department amounts to about \$100. Three, they are asking for help in removing two of the larger conifer trees there that they felt would be unsafe to do themselves. They got a price quote of about \$1,900. Four, they are asking for staff assistance as they move along a phased process that will straddle two maybe three years. When they met with them again in the spring this year twice, from their first meeting in November to their second and third meetings they saw so much progress that they had made; so many connections to the community. They got PG&E to volunteer to take the light poles down and move them back. She noted that right there was going to be a huge expense that the City was not prepared to offer. They see a tremendous amount of skin in the game, if you will, on behalf of the Madera National Little League and staff is looking for Council's guidance. She advised that what it would take from the Council would be a nod of the head and they could make some minor budget adjustments for the budget they are going to hear in a couple of weeks. With that she would like to invite Mr. Barsotti up if he would like or take any questions.

Mayor Poythress stated he thinks this is fantastic. What more could they ask for, community groups coming up and stepping in. He wished all their projects could have folks like this through the leadership and investment and community effort. It is a great tradition. Mayor Poythress stated he would give his nod of the head right now. He commented that he can't believe that there would be an issue with that.

Council Member Rigby stated he is very curious, and asked that they correct him if he is wrong, and commented that there are two 50/70 baseball teams in Madera currently. Both combine American League Baseball players along with National League players. He commented that to play 50/70 they have to go to either Chowchilla or River Park locally.

Mr. Barsotti responded that is correct.

Council Member Rigby stated there are approximately four teams in this league that are 50/70 baseball players.

Mr. Barsotti responded currently that is correct.

Council Member Rigby commented that there are 12 little league teams just in National League and asked if that is correct.

Mr. Barsotti responded that National League has 23 little league teams.

Council Member Rigby stated that out of those 23 little league teams just nationally and then in combination of American League they are only able to field two 50/70 teams mainly because of their junior high programs being so excellent as well as their Babe Ruth programs and 50/70 is sort of the graduate of little league. He noted that it is sort of the tweener between those who aren't quite ready for Babe Ruth physically, mentally, whatever they want to say, it is sort of the in between line.

Mr. Barsotti responded that he would agree with Council Member Rigby's second part with regard to the in between for those who are maybe not ready for the 60/90 field or have a high enough skill for the 46/60.

Council Member Rigby stated he thinks they have really great little league fields. He thinks they are awesome. He noted that in order for it to become a 50/70 field they would be sharing one mound and asked if that is correct.

Mr. Barsotti responded they would be sharing one mound just as they do at River Park and Chowchilla. He noted that the back base would be 50/70 and the front base would be 46/60.

Council Member Rigby stated that is two rubbers, one mound.

Mr. Barsotti responded correct.

Council Member Rigby stated he is curious what it would look like if they took that softball field on the direct corner of Howard and Schnoor and looked at turning that into a 50/70 field.

Mr. Barsotti responded they certainly could however, if they are looking at Howard and Schnoor that means they are going to put a fence up. They have always been told they couldn't do that because it is a multi-use field. By their putting in a fence they have just eliminated any sort of soccer or anything that they will have there.

Council Member Rigby stated he is not against it. He just kind of wants to look at all the options before he nods his head.

Mr. Barsotti stated they are not thrilled about spending the money either. They would like to have it too but they are also looking beyond just 50/70 for two teams. They see little league in the next three years going into a direction to compete in Cal Ripken on a 50/70 level so if they are going to compete they need to have fields ready to compete with. He added that when they talk about Babe Ruth and part of that program is the Cal Ripken program. If they ever came in and brought that in that pretty much goes in direct competition with little league and little league in Madera has been here since 1952. They want to maintain their competitive ability and they want to make sure that they have the fields available. Right now they are serving 350 kids and they are maxed at 350 because they are only allowed to use two fields in that facility. What they want to do is get prepared to, as this system grows and they get to 400 kids or what have you, that they have the ability to do that. Right now they are having to use Millview which is not a little league field. It is a softball field. He noted there is no mound. They have to bring in a mound

every Sunday. They have to bring their own bases out. He commented that is a dual use field, softball and 50/70. He stated this would eliminate that issue.

Mayor Poythress asked the City Attorney what they should do if everybody is in agreement.

Mr. Richardson asked Ms. Seay if they are looking for monetary commitments too; is there a component of that that affects the budget.

Council Member Bompreszi responded that there is a waiver of the fee and the tree removal. She added that her personal feeling is that it is the City's park and they need to do the tree removal anyway because they use it for other things.

Ms. Seay asked for the question to be repeated.

Mr. Richardson replied that the question was whether they need a motion or not. He thinks probably in this case he would rather see a motion on this one.

COUNCIL MEMBER BOMPRESZI MADE A MOTION TO APPROVE THE WRITTEN REQUEST FROM MADERA NATIONAL LITTLE LEAGUE. THE MOTION WAS SECONDED BY MAYOR PRO TEM OLIVER AND THE MOTION WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSTENTION: COUNCIL MEMBER MEDELLIN.

Council Member Medellin returned to the Council Chambers.

Mayor Poythress thanked everyone and stated their appreciation for all the great work and leadership.

E-2 Presentation of the Preliminary City of Madera Internal Services and Special Revenue Fund Budgets for Fiscal Year 2015/2016

Director of Financial Services Tim Przybyla stated there will be no motion on this item and the budget will be presented in a couple of weeks. Mr. Przybyla offered to answer any questions regarding the report that the Council might have otherwise they will look forward to looking at the budget in more detail in a couple of weeks.

Mayor Poythress asked if there are any questions for Mr. Przybyla. No questions were asked.

F. COUNCIL REPORTS

F-1 Request from Madera Unified School District to Appoint Two Council Members to Serve on the Superintendent's Executive Community Committee

Council Member Rigby and Council Member Robinson were appointed to serve on the Superintendent's Executive Community Committee.

Other Council Reports

Council Member Robinson reported that he attended the auxiliary for the Rescue Mission. They are looking for donations of toiletries.

Council Member Robinson reported that he attended the landscape maintenance district for Proposition 218 at Pershing Elementary along with Mayor Poythress.

Council Member Robinson reported that today he attended the San Joaquin River Conservancy Board meeting in Fresno.

Council Member Robinson reported that he attended the Performing Art's meeting at the Redevelopment office.

Council Member Robinson reported that he attended the American Council of Engineering Conference.

Council Member Robinson reported that he attended the Carpenters Union meeting for the sheet metal graduates.

Council Member Bompreszi stated she wasn't here at the last meeting because she was at a Governing Board study session. She wanted to voice her thanks to the City Clerk and her team for the wonderful booth they had at Relay for Life and for their fundraising effort. She asked Ms. Alvarez what the final number was.

City Clerk Sonia Alvarez replied that the City Team had about \$3,400 and for the County it was about \$92,000.

Council Member Bompreszi stated it was a wonderful event and thanked the City Clerk for doing that.

Council Member Rigby stated he had the pleasure of attending the South Lake Street Neighborhood Watch. He is really excited for the development that is happening in that neighborhood. He commented that a lot of people are coming out and are really interested. There are relationships being built between the Madera Police Department and some of the residents around.

Council Member Rigby reported that he had the opportunity to speak on behalf of the City at Teach One to Lead One Millview Graduation. He was really impressed with the program that has been brought in and the types of kids that they are putting out.

Council Member Rigby reported that yesterday he had a chance to have lunch with the Fresno Mayor Swearengin at what they call the Hope Incubator where several business leaders and others come together to share inspiring stories that link businesses with local governments.

Council Member Holley reported that he attended the Baccalaureate graduation for Madera College at Southern Baptist Church on Monday night.

Council Member Holley reported that he is still working at Sierra Vista and he loves that school.

Council Member Holley reported that he attended a meeting the other night at MLK for their Prop 218 deal. There were three great men there.

Council Member Holley reported that he attended the McNally Park Jesse Owens Games on the 9th. He just wanted to say to the City of Madera, and Police as well, thank you for 28 years of being a part of this City, putting on the games. He added that Parks and Recreation has had his back for over 28 years. He gave them a shout out and thanked them. He also thanked the City for coming out in support over the years not just on that day but all the 28 years that he has done this. His heart still goes out to Sam Armentrout and his family because without him and the encouragement that he gave him a few years ago, he didn't think he would really be up to this plate. He also thanked Larry Hibdon. He thanked those who stood behind him and the City. He couldn't have done it without them. To his colleagues that were there in support now and in the past, it was awesome. He added that he is not coming back. He has been asked that question 28 times already but it has been a good run. He thanked them and the Lord for what he has done.

Mayor Poythress thanked Council Member Holley.

Council Member Medellin stated that when Mike Fuller was here, and unfortunately he left, but he was a little inspired because he is monitoring use of water and they need more people like him. He commented that the light bulb kind of went off in that the message they are sending in the landscape maintenance

zones, the neighborhood watch meetings, the Police Department Town Hall meetings is get involved. They want them to be engaged from elected officials to City staff. They are kind of going to their doorsteps and saying here we are. What issues, questions, concerns do you have? He noted that sometimes it takes a little incentive so he would like to, in the future, and this is just bouncing a few ideas, that maybe they use the Beautification Committee and they highlight some of these folks that are taking their own personal conservation to the next level. He commented that he and Christina Herrera walked quite a few zones today and they passed out the information and he happened to run into somebody who ripped out all but her small front yard grass at her own expense. She put rocks. She put some drip irrigation which there is nothing to irrigate but rock but she thought in the future if she needs to its already in. They have quite a few folks who have really kind of taken upon themselves to do their part like Mr. Fuller. He restated that they possibly highlight, possibly use some sort of incentive. Maybe somebody a month that is thanks for their efforts and let everybody know that they are all in this together. He restated that he was a little inspired by Mr. Fuller and there are quite a few people out there doing the same thing. He just wanted to share that with everybody and maybe there is something they can do in the future to thank those people somehow, some way, maybe in the local paper.

Council Member Holley thanked the Madera Tribune for writing stories over the years for the Jesse Owens Games. His hat goes off to their paper. He stated his appreciation for all the comments and things that they have put forth.

Council Member Robinson reported that they have a golf game for the League of Cities on 5/29/15. He stated that all directors are welcome free of charge.

Mayor Poythress reported that he had an opportunity to engage in a police ride-along last Friday night and early Saturday morning. He noted that it was an outstanding evening. He learned a lot. He stated it was a very interesting evening also to see the process for handling a 5150. He noted that being on the other side on the hospital board there are a lot of issues with some of these people going. He commented that this one particular individual shouldn't have ended up there. They should have taken him into jail and they didn't. He stated that the nurse looked at him from about 3 feet away and said oh ya he needs to go to the hospital. No blood pressure, nothing. He was drunk. He goes there. They say ya he's drunk and they shoot him back. There was an hour and one-half wasted with two or three police officers not on their beat. He added that Pistoresi Ambulance was called because of one nurse at the jail, at County Corrections, and that was a travesty. He commented that was embarrassing. He knows that Sgt. Gonzalez said, man I kind of lost my cool with those people. He was very respectful but he said basically you are not taking this person because they are a jerk and the guy is behind the glass for like...it was awful. He stated to Commander Lawson in the audience that the Sgt. Gonzalez was going to send him a report about that incident. Mayor Poythress stated that, in any meeting that they have with the County, he would be happy to testify as far as what he saw. He added that anyways it was a great evening and he appreciated it. He stated that if anybody hasn't been out with their Police Department they need to do so.

Mayor Poythress reported that they had an MCTC meeting today.

Mayor Poythress announced that the Road Charge Committee meeting will be the same day as the golf game on 5/29/15. It is one of the monthly meetings and will be held in downtown Fresno to talk about road charges coming up in the State of California. He advised that this is the only one that is going to be in the valley in Fresno. He asked that if they have some input to please be there.

Mayor Poythress reported that he was at the senior lunch yesterday to honor the Pan Am and Bergon volunteers. He stated that was a great thing.

Mayor Poythress thanked staff for all their awesome work in regards to this landscape maintenance zone deal. They have really stepped up. They are doing a great job answering questions and he feels a real sense of team work, working ahead and they will keep it going.

G. CLOSED SESSION

G-1 Closed Session Announcement – City Attorney

City Attorney Brent Richardson announced that the Council will adjourn to closed session pursuant to Government Code §54956.9(d)(2) to discuss conference with legal counsel in anticipated litigation as described under item G-2.

The Council adjourned to closed session at 8:52 p.m.

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

G-3 Closed Session Report – City Attorney

The Council returned from closed session at 9:00 p.m. with all members present.

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

ADJOURNMENT

The meeting was adjourned by Mayor Poythress at 9:01 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

