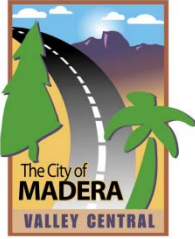


Item:	B-1
Minutes for:	07/06/16
Adopted:	02/15/17



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

July 6, 2016  
6:00 p.m.

Council Chambers  
City Hall

### CALL TO ORDER

The regular meeting for 07/06/16 was called to order by Mayor Pro Tem Rigby at 6:05 p.m.

### ROLL CALL:

**Present:** Mayor Pro Tem Charles F. Rigby  
Council Member Andrew J. Medellin  
Council Member Donald E. Holley  
Council Member Derek O. Robinson Sr.  
Council Member William Oliver  
Council Member Elect Cece Foley Gallegos

**Absent:** Mayor Robert L. Poythress

Others present were City Administrator David Tooley, City Attorney Brent Richardson, City Clerk Sonia Alvarez, City Engineer Keith Helmuth, Human Resources Technician II Robin Bravo, Director of Financial Services Tim Przybyla, Chief of Police Steve Frazier, Director of Parks and Community Services Mary Anne Seay, Public Works Operations Director David Randall, Grants Administrator Ivette Iraheta, Chief Building Official Steve Woodworth, Information Services Manager Ted Uyesaka and Police Commander Dino Lawson.

**INVOCATION:** Pastor Tim Echevarria, New Harvest Christian Harvest Fellowship

Invocation was given by Pastor Steve Estrada of New Harvest Christian Fellowship due to the absence of Pastor Tim Echevarria.

**PLEDGE OF ALLEGIANCE:** Mayor Pro Tem Rigby led in the Pledge of Allegiance.

### ANNOUNCEMENT

Mayor Pro Tem Rigby stated that tonight they have a very special night. Several of them [in the audience] were there to celebrate not only a championship softball team but also the swearing in of their newest Council Member.

Mayor Pro Tem Rigby stated that none of the microphones are currently working; they are experiencing technical difficulties and asked that everyone please remember to speak loudly while at the dais so that those in the back could hear. Mayor Pro Tem Rigby stated that the microphones will not be working. The public won't be able to fully hear their voice amplified, however he does ask that they speak into the microphone because tonight's meeting is being recorded and they need to make sure that their City Clerk is happy.

## **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, I, as the Mayor Pro Tem have the option of asking the speaker to hold the comment until that item is called. Comments on items listed as a Public Hearing on the Agenda should be held until the hearing is opened. The Council is prohibited by law from taking any action on matters discussed that are not on the Agenda, and no adverse conclusions should be drawn if the Council does not respond to public comment at this time.

Mayor Pro Tem Rigby asked if there was anyone who would like to make a public comment. He again reminded those in attendance that the microphones were not working and to please speak into them and state their name and address.

Jim Massetti thanked the City Council for the opportunity to speak to them.

Mr. Massetti stated he was speaking on behalf of the Trevor Way and Trevor Court residents. Mr. Massetti asked that the residents raise their hands and thanked the residents. He stated that some of their neighbors were unable to be there tonight.

Mr. Massetti stated that they recently got wind of a proposed walking/biking path on the north side of the Fresno River. Mr. Massetti stated that he gathered from his conversations with Councilman Holley and Mary Anne Seay [Parks and Community Services Director] that the Council really didn't know too much about this yet.

Mr. Massetti stated that they already have a walking/biking path on the south side of the river directly across from the proposed north project. Their backyards are up to the river bank and they are very concerned about the potential loss of privacy and safety. They are against this project and want to be notified before there is any further action on it. Mr. Massetti stated they would prefer that the Council eliminate this project from the CIP.

Mr. Massetti thanked the Council and stated that he also has a letter from Nickolas Biscay that the Council may have already received.

Sonia Alvarez, City Clerk stated she would take the letter for the record and thanked Mr. Massetti.

Mr. Massetti again thanked the Council and stated that they would like to welcome their new Council Person, Cece who will be representing District 3. Mr. Massetti corrected himself and then stated she would be representing District 1.

Mr. Massetti stated that he thought the residents would like to give the City Council a big round of applause for doing what they do for the City.

Council thanked Mr. Massetti.

John Rigby wished his son, Mayor Pro Tem, Council Members and staff a good evening.

Mayor Pro Tem Rigby asked that Mr. Rigby please state his name and address for the record.

John Rigby stated he is also a member of Miss Gallegos' district.

Mr. Rigby stated that as Foreman of the 2015/2016 Madera County Grand Jury which was dismissed on Friday, he came to present the City with the Final Report for the City's library. He handed the report to the City Clerk.

Mr. Rigby complimented the Council on a great 4<sup>th</sup> of July tournament. Mr. Rigby stated he had a blast however having the dubious distinction of being dead last, he was going to request an investigation in the ensuing year's Grand Jury.

Mr. Rigby thanked the Council for their time. He appreciated it.

Lynn Cogdill thanked the City Council for giving him the time to speak with them.

Mr. Cogdill stated that for the last year and a half, he's been doing an awful lot of studying and he even went back to Colorado to find out what the marijuana laws were and how it was affecting the community back there.

Mr. Cogdill stated that he's also been following the Denver Post and quite a few of the different tv channels and he finally got the 2015 Colorado Impact Report on the legalization of marijuana.

Mr. Cogdill stated that this has been devastating to many of the counties inside of Colorado. Half the counties are dry and half the counties are wet and the wet counties are the ones that have 90% of the problems and 10% is on the other half.

Mr. Cogdill stated that it has taken municipalities such as this and it's hitting the cities the hardest between 10 and 70,000.

Mr. Cogdill stated that the school districts are being devastated. Some school districts, their suspension/expulsion have gone up 2000% with an average of 40% with an 8% increase per year. It is so bad that the 3<sup>rd</sup>, 4<sup>th</sup>, 5<sup>th</sup> and 6<sup>th</sup> graders are being arrested for drug dealing and it's all in the report.

Mr. Cogdill stated that he is hoping that since this is brought to the Council's attention; he's talked to a couple of City Council Members, that they will study the report and have their staff understand what's in the report and that then the Council will find a way to disseminate the information throughout the community and that the Council work with the County.

Mr. Cogdill stated that unfortunately, Madera Unified School District is divided within the City Limits and also the County. The school district, the City and the County, the three of them have to work together to become a dry county because if Madera County becomes wet and the City is dry, one-third of the population will have this problem.

Mr. Cogdill stated they have cities that can't even get school teachers because the drugs are so bad because of this legislation that they don't have the resources to deal with the kids and as long as they're not disrupting the class, they're sitting there as zombies.

Mr. Cogdill stated that DUIs [Driving Under the Influence of Drugs] have jumped 100%. Their death rates have gone up 33% in traffic accidents at a cost of \$1.4 million per death. This report is called, "The Legalization of Marijuana in Colorado, The Impact". It's on the internet. The Council can get a hold of him and he will make a copy and give a copy to anyone that wants it.

Mr. Cogdill asked that the Council please have the staff and then invite the City and let them know what to expect after November's election because they will lose kids, and families will be in pain and the taxes they receive from this is only 0.7% for the entire state and that includes municipalities.

Mr. Cogdill stated that the City will have to double the Police Department according to what is going on in the report; the City's drug gang force.

Mr. Cogdill stated that per the report, they're using 45% more electricity than they did before it was legalized. Mr. Cogdill stated that some of them [he and others] have \$300 to \$400 electrical bills. He stated that the

only way that the pot growers, what they take, is that their bills will be doubled and tripled and that's what's happened there [Colorado].

Mr. Cogdill stated that regarding water use, it takes twice as much water to grow pot as it does grapes. Mr. Cogdill asked that Council think about the farmers out there who are suffering for water now. He stated that they will be suffering for water just to sit there and take a bath in the City.

Mr. Cogdill asked the City Council to please look up the report, each one of them read it and have their staff, and please work with the County and the school district to make the County and the City dry to save their kids.

Mr. Cogdill thanked the Council.

Mayor Pro Tem Rigby asked if there were any other members of the public who wished to address the Council, now was the time.

David Tooley, City Administrator stated that if he could interject briefly, Council Member Oliver had been good enough to put staff on notice that there was some concern about the Riverwalk project. Mr. Tooley stated that obviously there is a substantial community of interest in addressing this issue. Mr. Tooley asked that with the concurrence of Council, staff would like to bring back a report to the City Council and give Council an opportunity to re-assess the merits of the project.

Mr. Tooley stated that everyone in town knows Jim Massetti and asked Mr. Massetti if it was ok to use him as a contact point to make sure staff funnels information to the rest of the neighborhood.

Mr. Massetti (from the audience) stated that would be great and thanked Mr. Tooley.

Mr. Tooley stated that he anticipated that would be at the next regular Council meeting but staff would make sure that everybody was in the full information loop and again if that worked for Council, that's where he'd like to go.

Council concurred.

Mayor Pro Tem Rigby stated that he appreciated that and thanked Mr. Tooley.

Mayor Pro Tem Rigby stated that seeing no other members of the public, he would now close the public comment section of tonight's meeting.

## **REORGANIZATION OF COUNCIL**

1. Consideration of a Resolution Declaring the Results of the Special Municipal Election Held on June 7, 2016 for Council District 1 as Final and Declaring the Candidate Receiving the Highest Number of Votes Cast as Elected (Report by Sonia Alvarez)

Sonia Alvarez, City Clerk stated that this evening there was a request. City received the final certified results from the Madera County Clerk and at this time she would read the actual results and then after that, staff would request that the Council consider adopting the resolution and declaring the candidate with the highest number of votes as elected.

Ms. Alvarez stated the total votes for District 1: Cece Foley Gallegos – 1,486; Khubaib "Bobby" Sheikh – 697 votes; write-in candidates – 9.

Ms. Alvarez stated that unless there were any other questions, it was pretty straight forward and she would request that Council consider the resolution.

Mayor Pro Tem Rigby asked if at this time there were questions from the Council for Ms. Alvarez.

**ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER MEDELLIN, ITEM REORG-1 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 5-0. ABSENT: MAYOR POYTHRESS.**

**RES. NO. 16-94            A RESOLUTION OF THE COUNCIL OF THE CITY OF MADERA, CALIFORNIA, DECLARING THE RESULTS OF THE SPECIAL MUNICIPAL ELECTION HELD ON JUNE 7, 2016 AS FINAL AND DECLARING THE CANDIDATE RECEIVING THE HIGHEST NUMBER OF VOTES CAST AS ELECTED**

2. Oath of Office – Council Member Foley Gallegos

Mayor Pro Tem Rigby invited Council Member Foley Gallegos to join Sonia Alvarez, City Clerk.

Mayor Pro Tem Rigby stated that normally they would do the swearing in from behind the dais but because there were so many people there and no microphones to work, he asked Council Member Foley Gallegos to stand in the front so everybody could see her.

Ms. Alvarez administered the oath of office to Council Member Foley Gallegos and congratulated her.

Council Member Foley Gallegos took her seat at the dais.

Council Member Holley stated that he'd told them they needed a woman.

Council Member Foley Gallegos thanked him.

Mayor Pro Tem Rigby stated he would like to give their newest Council Member, Miss Cece Foley Gallegos the opportunity to address the public or those in attendance supporting her tonight.

Council Member Foley Gallegos thanked everybody for coming. She stated that she had her family, friends and her Madera Evening Lion supporters there and she appreciated everyone coming out.

Council Member Foley Gallegos stated that she hopes to do the best that she can be for Madera. She loves it, she was born and raised there, wants to spend the rest of her life there and retire there and do some good things for Madera with the help of the Council up there and not just herself. As a team, they can do great things.

Council Members thanked her.

**PRESENTATIONS**        Proclamation Recognizing the Madera High Softball Team Valley Championship

Mayor Pro Tem Rigby stated that it looked like he had a presentation and he would be making his way to the podium.

Mayor Pro Tem Rigby asked that Coach Shaubach and those representing the team tonight join him at the podium and they'd continue with the presentation.

Mayor Pro Tem Rigby stated that he had the distinct pleasure of presenting a certificate of recognition to the 2015-2016 CIF Central Section Division II Softball Champions.

Mayor Pro Tem Rigby stated that this is not their first championship. This is their second Valley Championship in two years and what he loved about this opportunity is that Coach Shaubach is just a dear friend of his and what he loves about Coach is that you've got to work hard to play for that lady.

Mayor Pro Tem Rigby stated that what he loves about her program is that she doesn't just put out great athletes, she puts out great young women and these are great young women that go on to do incredible things. Mayor Pro Tem Rigby stated he had the opportunity actually to spend some time with Aurelia Gomps when she was in town not too long ago. Ms. Gomps was a former player of Coach Shaubach's, not too long ago, who just finished her Master's Program that was completely paid for because of her opportunities with softball. She was just one of the many former players of Coach Shaubach that are doing incredible things.

Mayor Pro Tem Rigby stated that these are women that grow up to become pillars of their communities. They grow up to become incredible leaders and so they expect nothing less from some of the girls standing there before them. Mayor Pro Tem Rigby stated that not only can they play great softball but they get it done in the classroom as well. He guarantees that Coach Shaubach sees to that. There are 15 scholar athletes and that is incredible.

Mayor Pro Tem Rigby stated that Coach Shaubach is very, very modest and she probably wouldn't want him to stand up there and list all of her personal accolades such as winningest softball coach in Central Section history and one of the.....

Someone from the audience stated Coach of the Year and Mayor Pro Tem Rigby responded that he was going to say that but he appreciated Mr. Riché taking over.

Mayor Pro Tem Rigby responded to someone in the audience and stated, "the whole state, absolutely".

Mayor Pro Tem Rigby stated that Coach Shaubach had played in the first Women's College World Series for softball as an athlete at Fresno State University.

Mayor Pro Tem Rigby stated he was going to take an opportunity to read just a portion of tonight's recognition: "I, Mayor Pro Tem Charles Rigby, on behalf of Mayor Robert Poythress and the Madera City Council do hereby congratulate the Madera High Softball team on the successful season leading to the CIF Central Division II Valley Softball Championship for 2015-2016." Mayor Pro Tem Rigby asked that they be given another hand.

Mayor Pro Tem Rigby stated that the cool thing was that he had been at that game and he wore the hat and he was biting his nails for a long time and then Coach made an interesting sub. She put in one of his favorite players on this team, Felicity Rocha, as a pinch runner at first base and he told his wife, Felicity is getting in; she's going to score that first run of the game and she did and he was excited but then they gave up a run and he had to go back to biting his nails. Extra innings and then a big triple down that right field line that brought in the game winning runs. Mayor Pro Tem Rigby congratulated the girls.

Mayor Pro Tem Rigby stated that he obviously signed so many [of the certificates] that his hand was hurting. Mayor Pro Tem Rigby stated that not all the team members were present and he would hate to say somebody's name [that is not present] and some of the girls are still participating in travel softball.

He knows that Daisha Ricks is having an incredible time this summer in Colorado. She's playing great baseball. He stated that they are going to hear that name, Daisha Ricks, a lot next season.

Mayor Pro Tem Rigby stated he is going to recognize the player even though they may not be there. Mayor Pro Tem Rigby addressed Coach Shaubach and stated that maybe they can honor the players and she could let them know that they clapped for them.

Mayor Pro Tem Rigby asked that if the team player was there for them to step forward so he could hand them a certificate: Assistant Coach Laura Cervantes (not present), Assistant Coach Keith Davis, Assistant Coach Jerika Sanchez, Assistant Coach Marissa Cervantez Garcia, Assistant Coach Melissa Armiento Van Loon (not present), Head Coach Judy Shaubach, Student Trainer Karisa Carrington (not present), Felicity Rocha, Mikayla Ruiz (not present), Destiny Ricks (not present), Daisha Ricks (not present), Heaven

Ramirez (not present), Haley Perez (not present), Ariana Ochoa, Leslie Murillo (not present), Mayra Mendez (not present), Tea Layne, Jessica Gomez (not present), Brooke Gill, Alyssa Geiger (not present), Kaylee Dawson (not present), Aaliyah Cuevas (not present), Emily Chavira (not present), Ariana Castro.

The audience applauded for each player or coach as they were recognized. Mayor Pro Tem Rigby again asked that the 2015-2016 Valley Champions of the CIF Central Section Softball be congratulated. Mayor Pro Tem Rigby congratulated the team.

Council Members posed for pictures with the team.

Council Member Holley stated that it's good to be a Coyote. He stated that you got to know how a Coyote started. It was good to be a Coyote.

Mayor Pro Tem Rigby stated that was Ms. Shaubach's third Valley Championship team and it was incredible, absolutely incredible. Mayor Pro Tem Rigby stated that all the coaches on her coaching staff are all former players; it's incredible. It's all a family.

#### **A. WORKSHOP**

There are no items for this section.

#### **B. CONSENT CALENDAR**

- B-1 Minutes – 4/20/16, 4/25/16
- B-2 Information Only – Warrant Disbursement Report
- B-3 Consideration of a Resolution Authorizing the Submission of a Grant Application to San Joaquin Valley Air Pollution Control District – Public Benefit Grants Program (SJVAPCD) and Authorizing the City Administrator or His/Her Designee to Execute All Required Documents (Report by Randy Collin)
- B-4 Consideration of a Resolution Ratifying and Approving an Executed Partnership Agreement with Madera Unified School District in Support of their Carol M. White Physical Education Program Grant Submittal and Rescinding Resolution No. 16-72 (Report by Sonia Alvarez)
- B-5 Consideration of a Minute Order Rejecting a Claim filed by Francine Chavez (Report by Wendy Silva)
- B-6 Consideration of a Resolution Approving the Compensation Range for Part Time Code Enforcement Consultants (Report by Wendy Silva)
- B-7 Consideration of a Resolution Approving an Agreement with the Housing Authority of the City of Madera for the Provision of Supplemental Law Enforcement Services, and Authorizing the Mayor to Execute the Amendment on Behalf of the City (Report by Giachino Chiaramonte)
- B-8 Consideration of Minute Order Authorizing the City Engineer to Issue Public Notice of a Proposed Triennial DBE (Disadvantaged Business Enterprise) Goal of 13% for FTA (Federal Transit Administration) Funded Projects (Report by Keith Helmuth)
- B-9 Consideration of Approval of a Minute Order Approving a Letter of Opposition to SB 1069 (Wieckowski) Accessory Dwelling Units and Authorizing the Mayor to Sign the Letter (Report by Chris Boyle)

- B-10 Consideration of a Minute Order of the Council of the City of Madera, California Authorizing the Acceptance of a \$500 Donation to the Madera Police Department (Report by Steve Frazier)
- B-11 Consideration of a Resolution Consenting to the Inclusion of Properties within the Territory of the City of Madera (the "City") in the CMFA Open PACE Program; Authorizing the CMFA to Accept Applications from Property Owners, Conduct Contractual Assessment Proceedings and Levy Contractual Assessments within the City of Madera; Authorizing the City to Join CMFA; and Authorizing Related Actions (Report by Ivette Iraheta)

Mayor Pro Tem Rigby asked if there were any consent calendar items that a Council Member wanted to have pulled for further discussion.

Council Member Foley Gallegos declared a conflict of interest on Item B-4 noting that she works for Madera Unified School District.

Mayor Pro Tem Rigby stated ok, no problem and asked if there were any other consent items; seeing none, Mayor Pro Tem Rigby asked for a motion on the Consent Calendar; excluding B-4.

**ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER ROBINSON, THE CONSENT CALENDER, EXCLUDING ITEM B-4 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: MAYOR POYTHRESS.**

**RES. NO. 16-95            A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO SAN JOAQUIN VALLEY AIR POLLUTION CONTROL DISTRICT - PUBLIC BENEFIT GRANTS PROGRAM AND AUTHORIZING THE CITY ADMINISTRATOR, OR HIS/HER DESIGNEE, TO EXECUTE ALL REQUIRED DOCUMENTS**

**RES. NO. 16-97            A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING THE COMPENSATION RANGE FOR PART TIME CODE ENFORCEMENT CONSULTANTS OF THE CITY OF MADERA**

**RES. NO. 16-98            RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING AN AGREEMENT WITH THE HOUSING AUTHORITY OF THE CITY OF MADERA FOR THE PROVISION OF SUPPLEMENTAL LAW ENFORCEMENT SERVICES, AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY**

**RES. NO. 16-99            RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING, AUTHORIZING, AND DIRECTING EXECUTION OF A JOINT EXERCISE OF POWERS AGREEMENT RELATING TO THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY; CONSENTING TO THE INCLUSION OF PROPERTIES WITHIN THE TERRITORY OF THE CITY IN THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY OPEN PACE PROGRAMS; AUTHORIZING THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY TO ACCEPT APPLICATIONS FROM PROPERTY OWNERS, CONDUCT CONTRACTUAL ASSESSMENT PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE TERRITORY OF THE CITY; AND AUTHORIZING RELATED ACTIONS**

Council Member Foley Gallegos exited the Council Chambers.



Mayor Pro Tem Rigby called for item B-4.

*B-4 Consideration of a Resolution Ratifying and Approving an Executed Partnership Agreement with Madera Unified School District in Support of their Carol M. White Physical Education Program Grant Submittal and Rescinding Resolution No. 16-72 (Report by Sonia Alvarez)*

Mayor Pro Tem Rigby called on Sonia Alvarez, City Clerk.

Sonia Alvarez, City Clerk stated that unless the Council wanted a report of some sort, the Council would just act on it.

Council Member Medellin stated that Council Member Foley Gallegos just wanted to excuse herself and that being the case he moved to approve Item B-4.

Council Member Holley seconded the motion.

Mayor Pro Tem Rigby called for the vote and stated that Item B-4 passed unanimously.

Brent Richardson, City Attorney corrected for the record that it was with one abstention.

Mayor Pro Tem Rigby thanked Mr. Richardson.

**ON MOTION BY COUNCIL MEMBER MEDELLIN, AND SECONDED BY COUNCIL MEMBER HOLLEY, ITEM B-4 WAS ADOPTED BY A VOTE OF 5-0. ABSTENTION: COUNCIL MEMBER FOLEY GALLEGOS. ABSENT: MAYOR POYTHRESS.**

**RES. NO. 19-96      A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA RATIFYING AND APPROVING AN EXECUTED PARTNERSHIP AGREEMENT WITH MADERA UNIFIED SCHOOL DISTRICT IN SUPPORT OF THEIR CAROL M. WHITE PHYSICAL EDUCATION PROGRAM GRANT SUBMITIAL AND RESCINDING RESOLUTION NO. 16-72**

Council Member Foley Gallegos returned to the Council Chambers and took her seat at the dais.

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

C-1      Public Hearing and Consideration of a Resolution of the City Council Confirming Special Assessments for Delinquent Administrative Fines (Report by Brent Richardson)

Brent Richardson, City Attorney stated that the item is one the Council has seen before. The item is a confirmation of delinquent fines for assessment and there are three items for confirmation tonight.

Mr. Richardson offered to answer any questions. He advised that Code Enforcement staff was also present to answer questions.

Mayor Pro Tem Rigby asked if there were questions for Mr. Richardson. Seeing none; he opened up the public hearing. Seeing none; he closed the public hearing and brought the item back for action.

**ON MOTION BY COUNCIL MEMBER MEDELLIN, AND SECONDED BY COUNCIL MEMBER OLIVER, ITEM C-1 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: MAYOR POYTHRESS.**

**RES. NO. 16-100      RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA CONFIRMING SPECIAL ASSESSMENTS FOR DELINQUENT ADMINISTRATIVE FINES.**

C-2 Public Hearing and Consideration of a Resolution Adopting the City of Madera Fiscal Year 2016/2017 Budget and Adopting the City's Master Fee Schedule and the Master Penalty Schedule (Report by Tim Przybyla)

Tim Przybyla, Director of Financial Services greeted Council and stated he was excited to see everybody there to witness the budget presentation but he was sure they'd be back momentarily when they realized they were having budget approved. He asked that the doors up there be kept cleared.

Mr. Przybyla advised the Council of the budget highlights. The total appropriations for the 2016/2017 City of Madera budgets are \$83.3 million, General Fund appropriations are \$33.4 million, Enterprise Fund appropriations are \$31.7 million, Internal Service Funds have appropriations of \$4.9 million, Special Revenues have appropriations of \$13.8 million. Mr. Przybyla displayed a pie graph of the appropriations.

Mr. Przybyla stated that Council can see that the General Fund carries 40% of the City-wide budget for 16/17 where the Enterprise Funds have 38% of the total City-wide budget.

Mr. Przybyla referred to the General Fund and advised that in 15/16, staff budgeted a slight deficit and it looked like the estimated budget was going to come in with a slight surplus. Mr. Przybyla stated that's tended to be the case for the City of Madera at least over the past several years and staff is hoping to have the same thing happen in 16/17.

Mr. Przybyla stated there have not been any major changes since the Budget Workshop on the 27<sup>th</sup> of June. No material changes; no major changes. Mr. Przybyla displayed a pictorial version of the General Fund expenditures as Council had seen before and stated that Council could see that Public Safety takes up 47.4% of the General Fund Expenditure Budget, Public Works is at 8.2%, Community Development is at 9.8%, Parks & Rec is at 12.8% and the rest, except for Administrative Services, were quite a bit lower than that.

Mr. Przybyla stated that Enterprise Funds are projecting a combined deficit of \$2.8 million. It reflects capital outlay of \$4.38 million. Excluding the capital outlay, the Enterprise Funds are projected to perform within their operational limits. Mr. Przybyla stated that in other words, they'll meet their debt service ratio requirements because they back out the capital outlay for those computations.

Mr. Przybyla stated that the Ownership and Maintenance of the Storm Drain Basins will be transitioned to the Water Fund for operation cost reductions of up to 25% for the Storm Drain Fund. Basically, they're putting in percolation devices or devices that will help the water that goes into the storm drain help to recharge ground water level and that will help. Mr. Przybyla stated that staff had some difficulty balancing the Storm Drain Budget and this will be a good dual purpose solution to it and there have been no material changes to this budget since the Budget Workshop.

Mr. Przybyla stated that Internal Service Funds have a projected deficit of \$401,000. The deficit is primarily due to higher expenditures for vehicle replacement in the Fleet Department than what they are bringing in the 16/17 FY.

Mr. Przybyla stated there was also a slight deficit that comes from the Technology Fund expending more on equipment than it was bringing in for replacement during the 16/17 FY and that there were no material changes since the Budget Workshop.

Mr. Przybyla stated that Special Revenue Funds in total have a slight surplus of \$132,000 and there were no material changes since the Budget Workshop.

Mr. Przybyla stated that there would be other budget changes. Some revisions may be made to certain summaries or narratives within the budget prior to the completion. Mr. Przybyla stated that when he says prior to completion, as he's explained in previous City Council meetings, all the bells and whistles aren't quite there yet. Staff has gotten most of the bells and the whistles included in the Budget at this point, but

staff will clean it up a little bit before they submit it for the CSMFO award. Mr. Przybyla stated those revisions will not impact the budget resolution figures at all. Additional schedules and information may be added or updated such as the 5-year forecast which he hasn't had time to update yet. More information and images may be added to the budget document to revise over the next month or two. The final version of the budget will be made available, put on the City website and submitted for the budget awards.

Mr. Przybyla stated they've got the budget; they think they got it. They're going to work out fine with the 16/17 budget.

Mr. Przybyla stated they got the CSMFO Excellence in Budgeting Award last year and staff is hoping to get it again. Mr. Przybyla stated that the last time this was brought up, the Mayor asked what it took to get the award and referred to Section A and Section B. Mr. Przybyla offered to answer any questions.

Mr. Przybyla stated that there are actions to be taken by Council tonight. This is a public hearing to consider a resolution adopting the City of Madera 16/17 Budget, the 5-Year CIP, the Master Fee Schedule and Master Penalty Schedule. Mr. Przybyla stated that minor changes were made to the Fee Schedule from last year but the Penalty Schedule includes no changes from last year. The 5-Year CIP is attached to the Budget and identifies over \$49 million of future projects that may be expended over the next five years. Mr. Przybyla stated staff recommends that Council conduct a public hearing and consider adopting the resolution. Mr. Przybyla offered to answer any questions.

Mayor Pro Tem Rigby thanked Mr. Przybyla and asked if any Council Members had any questions in regards to the presentation.

Council Member Robinson congratulated Mr. Przybyla for a job well done.

Mr. Przybyla thanked him.

Mayor Pro Tem Rigby opened public hearing on this item.

Mayor Pro Tem Rigby reminded those addressing the Council to please state their name and address.

Wayne Padilla identified himself and stated he is a resident of Madera for 53 years and 3 months exactly today.

Mayor Pro Tem Rigby welcomed Mr. Padilla.

Mr. Padilla thanked him.

Mr. Padilla addressed the Council and stated that he wanted to talk about the General Fund Budget that was proposed that evening. Mr. Padilla stated he comes to them with 28 years of municipal finance experience having served as a Finance Director, not only of this City for almost 10 years but also the City of Modesto, the City of Chowchilla where they avoided bankruptcy and resolved all of their programs and solvency in the span of 18 months and most recently with the City of San Luis Obispo as the Finance & IT Director.

Mr. Padilla stated that he currently works for a private company that monitors economic trends up and down the state and while they feel that it is widely assumed that they're in some form of an economic recovery period, the San Joaquin Valley specifically was starting to show signs of distress.

Mr. Padilla stated he was in Modesto in 2007 and they took the hit up there first and he called the Central Valley and explained to them that this tidal wave is going to come and it was going to run them over; it took several years. Mr. Padilla stated this seems to be somewhat the reverse that they were starting to see the Central Valley, primarily ag-based economies, begin to show signs of stress.

Mr. Padilla stated they've had the experience of lower fuel prices and that's driven down the receipts for the City in terms of sales tax from the fuel stations. Mr. Padilla stated it saved them some in their operating budgets because they're not paying as much for fuel but they're losing far more revenues. The prices are starting to increase.

Mr. Padilla asked Madam Clerk how much time he had.

Sonia Alvarez, City Clerk responded that it was up to the Mayor Pro Tem.

Mayor Pro Tem Rigby stated Mr. Padilla could continue.

Mr. Padilla stated he would stay on point.

Mayor Pro Tem Rigby thanked him.

Mr. Padilla stated the prices were starting to increase. People have been taking those discretionary dollars saved from the lower price of fuel and they're buying vehicles. They're spending more on dining out. Mr. Padilla stated that a recent poll of national restaurant chain operators has said that this quarter-over-quarter, year-over-year growth pattern that they're seeing in the restaurant is starting to decline.

Mr. Padilla stated that he saw that there was a discussion about economic development in the budget. It's true; retail chains are starting to re-engineer their brick and mortar positions to try and create a different environment to draw people off the internet and into the store to buy but they're not going to look for new locations to go build. Mr. Padilla stated they have to deal with the brick and mortar locations that they already have made an investment in so they are not going to be looking to come to Madera to build new facilities just yet; they've got to shore up their balance sheets.

Mr. Padilla stated he saw a message; a theme in the City Administrator's communication to them with this budget. There are some warning signs there. Mr. Padilla stated they have a decrease in revenues and he's looked. Mr. Padilla stated that Madera County and Merced County are both down consistently in terms of sales tax generation; almost 4% this last quarter. Mr. Padilla stated they [employer's business] expect the next quarter to be almost as bad. There are some bellwether indicators out there that the City of Madera needs to be very careful and very prudent in their spending and that brings him to the point of the General Fund.

Mr. Padilla stated that the City of Madera has a plan to spend over a million dollars more than they are taking in. He stated that he called Mr. Przybyla this afternoon; talked to him by exchanging emails, and he had two questions for Mr. Przybyla. Mr. Padilla asked if these excess expenses were for one-time items and was Mr. Przybyla comfortable with this. Mr. Padilla stated the response to both of those questions was no; that is a major problem. Mr. Padilla stated the City uses their reserves. The City of Madera uses their savings account just like they would at home; if they want to buy something extra, they draw from it. Mr. Padilla stated they don't set themselves up to spend \$92,000 a month more than they are taking in and that's what this was doing.

Mr. Padilla stated he would explain the budget in a way he knows nobody here has ever heard but when they get older they contemplate things and they begin to rationalize a little bit differently. The budget becomes theirs; their plan once they adopt it. Mr. Padilla stated the budget is a commitment, a contract between the City and that police officer and all of the employees in the room and all of the employees who work for the City and their families. The budget contract states they have provided a plan which ensures adequate resources to keep those people employed. Mr. Padilla stated that he wanted to let that sink in for a minute.

Someone commented, "Not too long."

Mr. Padilla stated that some of his worst moments were when they found problems with their budget and they had to face employees and put them on furlough and lay people off. They had to break their contract and it hasn't been that long since this City has been in furlough mode.

Mr. Padilla stated that this budget adds positions. Those positions add liabilities. There's benefits to be paid for. There's an unfunded retirement liability the size of which he can't tell because the last audit is not on the website, but the City has an unfunded liability that's not even addressed with the spending plan in terms of a specific pay down period. Mr. Padilla stated the retirement program is leading the City in terms of setting rates to pay this plan down; to pay this debt down according to its schedule not the City's.

Mr. Padilla asked the Council to reconsider the General Fund Budget and find ways to minimize what they're planning to spend so that they stay within their available resources because once they add the positions and any program expansions that are included, they were committed to that and if they don't find the money in a silver lining somewhere in the course of this year, they're going to do it again next year and the year after that or they're going to break their contract with their employees and they're going to have to tell them goodbye or ask for concessions or make significant operating program cuts and then they're going to have to explain why to the community.

Mr. Padilla stated that he provided that as a caution and a background for the Council that evening in which to consider that budget. Mr. Padilla thanked the Council.

Mayor Pro Tem Rigby thanked Mr. Padilla.

Mayor Pro Tem Rigby asked if there were any other members of the public who would like to address the Council at this time. Seeing none, he brought the item back to Council and closed the public hearing.

Mayor Pro Tem Rigby asked Mr. Przybyla if he had anything else that he'd like to add before Council took action. Seeing none, Mayor Pro Tem Rigby brought the item back to the Council.

Council Member Oliver added a couple of comments. Council Member Oliver thanked Mr. Padilla for his input and comments this evening.

Council Member Oliver stated that the summary that David Tooley, City Administrator provided in the budget summary as far as having the position of guarded optimism is quite true and certainly the Council intends to implement this year's budget with the utmost prudence and caution as they move forward.

Council Member Oliver stated that this isn't the first time that the Council has looked at this document during this cycle. They've had a series of budget workshops where they've gone over in far detail with staff and department leads as to their new positions and their strategies moving forward.

Council Member Oliver thanked staff for putting in a great deal of time and effort towards the formation of this document.

Council Member Oliver stated that the only other comment he wanted to make was that there are many references to Vision 2025 and that was a community-wide effort and a community-wide action document that the City came together and formulated nearly 10 years ago.

Council Member Oliver stated that one of the lasting manifestations of that effort really rests with their Neighborhood Watch Program. This past year, they had over 44 neighborhoods unify and organize and share issues and concerns with respect to their City; their neighborhoods and their future and so as a point of consideration moving forward, he thinks they have to ask not only how those issues translate to their Council Members and to their staff but how that translates to the formation of a budget document and their CIP Plan in terms of tangible investments. Council Member Oliver stated that is not a point of criticism. He just thinks it's a point of consideration moving forward as they continue to work in the neighborhoods and engage in dialogue and engage in discussion about the future of this City and where they'd like to go.

Council Member Oliver stated he appreciates the time staff put into the document and Mr. Tooley's leadership and all the hard work.

Mayor Pro Tem Rigby thanked Council Member Oliver and asked if there were any other comments.

Mayor Pro Tem Rigby stated that again, there needs to be an action on Item C-2 tonight and he would entertain any motions.

**ON MOTION BY COUNCIL MEMBER MEDELLIN, AND SECONDED BY COUNCIL MEMBER ROBINSON, ITEM C-2 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: MAYOR POYTHRESS.**

**RES. NO. 16-101            RESOLUTION OF THE COUNCIL OF THE CITY OF MADERA ADOPTING THE BUDGET OF THE CITY OF MADERA FOR THE FISCAL YEAR JULY 1, 2016 THROUGH JUNE 30, 2017 IN THE AMOUNT OF \$83,790,895 AND ADOPTING THE MASTER FEE SCHEDULE AND THE MASTER PENALTY SCHEDULE**

**D. WRITTEN COMMUNICATIONS**

D-1        Consideration of a Sponsorship Request from the Madera NAACP Youth Unit for Travel Expenses to Washington D.C. (Gloria Brown)

Mayor Pro Tem Rigby recognized the Director of the Madera NAACP Chapter, Miss Gloria Brown.

Gloria Brown who resides in Madera stated that she had her grandson, Miles Tyson there with her, a 7<sup>th</sup> grader at Thomas Jefferson Jr. High School who also lives with her.

Ms. Brown stated that the Youth Unit 1739 is a branch or offshoot of the Madera NAACP Branch 1084. Branch 1084 oversees Youth Unit 1739 but they are a separate entity. They are all under the umbrella of the National NAACP office in Baltimore, Maryland.

Ms. Brown stated that the Youth Unit wanted to go see the White House so they asked her as the President [of the Madera NAACP Chapter] to try to get them to the White House so she applied and submitted their names. Ms. Brown stated they were approved by the Secret Service and have a date of, unfortunately as it is very close, next Tuesday, July the 12<sup>th</sup> at 8:30 in the morning for them to visit the White House in Washington, DC.

Ms. Brown stated that they have been working adamantly hard to try to raise the money to get their youth there. Ms. Brown stated there are a total of 32 people that were approved; 14 youths and some 18 year old youths considered adults. They are considered adults but they're still in high school. Ms. Brown stated they are all Madera Unified students and due to the LCFF [Local Control Funding Formula] of the Madera Unified School District, they were unable to get their [school district's] support to help get the kids there [to Washington].

Ms. Brown stated that they've been actively trying to raise money through donations and a fireworks stand, but they just haven't had the opportunity to raise the money needed to get these kids to Washington, DC on Tuesday of next week.

Ms. Brown stated that she stood before the Council tonight simply to ask if the City of Madera might be in any means possible able to get their youth to Washington, DC to tour the White House on Tuesday morning at 8:30 in the morning.

Ms. Brown stated that she understands that there is a budget situation in Madera. She understands the problems when they had the infrastructure; she does. She doesn't live that far from the first hole that opened; it scared her to death. She understands there are improvements needed throughout Madera.

Ms. Brown stated that the youth in the NAACP are very strong on education. Ms. Brown stated they [NAACP] are very strong on trying to help all children reach that point in life so they go forward.

Ms. Brown stated these kids are elementary school through high school students and they were just overjoyed to think that they get to go and they've been cleared by the Secret Service to be at the White House.

Ms. Brown stated they're excited, but if they're not able to get it [funds by] tomorrow morning, she'll have to contact the Congressman's office in Washington, DC and tell them they are not bringing their children from Madera, California to the White House.

Ms. Brown stated they would have to start all over again and go through the full circumstance. Ms. Brown stated that maybe if it's not this time, they will try again, but they do have the date now and she was just there tonight to ask if there's any consideration that might be possible for those youth, even if they didn't take all the other people; only the youth.

Ms. Brown stated that's all she was asking for and she's asking for the amount of \$10,000 which she knows is not a tidy, little, bitty sum that somebody has in their back pocket. Ms. Brown stated she understands that but their kids, to her, are the City residents' children and these kids, they want to move them forward in life and if this is their joy and they can get them going in the right direction, she doesn't think that is a bad investment in their young people's lives for Madera and that was why she was there tonight.

Ms. Brown thanked the Council for their time, for listening to her and she stated she would appreciate any consideration the Council might give her towards those youth. She stated she was Gloria Brown, the President.

Mayor Pro Tem Rigby asked Ms. Brown to remain at the podium if she didn't mind.

Council Member Medellin applauded Ms. Brown's efforts. He stated that he thinks that what she was doing for their youth and giving them the opportunity to go to the White House was definitely a chance of a lifetime and an experience that they would never forget.

Council Member Medellin had a couple of questions regarding her efforts. Council Member Medellin asked what the total budget for sending everybody was and where they were now in that.

Ms. Brown responded that as of yesterday, they had get a "GoFundMe" and they were at \$4,300 so they are short.

Ms. Brown stated that what they need is a total of \$20,000 altogether. Ms. Brown stated they were going to opt out because the housing there at Washington, DC is..... Ms. Brown stated they're going to have to stay outside and go into the city by transit to get into the Washington, DC area...with the children from the air for a round trip and at this quote, the price of the tickets have excelled higher because it's not 30 days out, so therein lies the problem. Ms. Brown stated they were talking \$700 round trip per person and that was why they were asking for that sum of money.

Council Member Medellin stated that obviously they have not confirmed yet nor made reservations and things like that until they have money in hand.

Ms. Brown responded they have not made reservations as they didn't have the money in hand and she knew that once they go to the travel agent they were going to need that money at that time. Ms. Brown stated they had checked with Southwest Airline and had been given a price of \$500 and some per person;

he said if they had 32 people, 30 people could go and the 31<sup>st</sup> would be free, but that was over 30 days ago and now they are down to less than a week.

Council Member Medellin stated that she'd mentioned that if it couldn't happen next Tuesday that there's possibly another date.

Ms. Brown stated that they haven't made a date but she also doesn't know about the future. They're there tonight to ask if there was hope; that there might be a future date that they might be able to submit their request again, that would be fine too. Ms. Brown stated they don't want to totally deny them [youth] altogether. They are disheartened; they [youth] are frustrated right now because they were all excited and they were going to go on their summer vacation and then tell their classes when they got back that they'd gone to the White House.

Ms. Brown stated that what she wants to do is fulfil their wish whether it's this time or next time; she just wants to fulfil it all the way through.

Council Member Medellin stated he could certainly appreciate that and that he again applauded her efforts in doing so.

Council Member Medellin stated that was all he had.

Mayor Pro Tem Rigby thanked Council Member Medellin.

Mayor Pro Tem Rigby stated he is curious as to how long they had been fundraising; when did they know; when did they get the clearance.

Ms. Brown stated she started this back in February. She put out grant requests nationwide, every avenue, and a lot of business here may have heard from the NAACP. She sent requests hoping and getting out doing all she could do. Ms. Brown stated she understands that they are in a recession and she understands that there are drought issues but she also understands that there are kids and her heart is for kids and she'll fight for them as best she can. Ms. Brown stated she can only ask; she can't make anybody do anything and they didn't get any responses back other than the EECU Credit Union that did grant them \$3,000 for the trip.

Mayor Pro Tem Rigby stated he is curious as she'd mentioned earlier that if not this time then next time. Mayor Pro Tem Rigby asked if she was open to... If this can't happen by the 12<sup>th</sup>, then she would have to cancel everything by tomorrow and was she going to proceed with finding a new time and a new opportunity to.....?

Ms. Brown stated that yes, they would have to start all over again. According to Fabiola Rodriguez in Congressman Costa's office, they don't postpone it, you have to start totally afresh. You have to submit everything all over again; all the names. You have to go through Secret Service clearance once again and everybody had to be cleared once again, so that was not a problem because they cleared the first time so she was sure they would clear the next time.

Ms. Brown stated that if it's not this time maybe in the fall or maybe in the spring; they will get them there. She's just determined to make sure that these kids' wish is fulfilled to keep them going forward. Kids get frustrated if you don't give them hope. Ms. Brown stated that if they can't do it this time, so long as she can keep this in front of them that they are going to do this, she will do it the next time. She doesn't have any problem with that.

Council Member Holley thanked Ms. Brown and stated that he totally agrees with her. Council Member Holley stated that they always look to see what they can do for their kids.



Council Member Holley stated that the only issue he had was if they needed to send so many. He knows they talk about a City budget but he looks forward to honestly, trying to help these kids there because it is a hope for them, but the thing he's looking at is that she talks about sending out 34 people.

Ms. Brown stated that her main number is the youth. There were some adults that were going to go with chaperones, but if they can't pay their own, then they don't go; it's just that simple. She wants the youth to be paid for.

Council Member Holley asked how many youth they were talking about.

Ms. Brown stated that there's 14 and two that are 18, so that's 16; that's what she's talking about. Ms. Brown stated that if the adults can't pay their way, that's fine, they don't go.

Mayor Pro Tem Rigby asked Council Member Holley if that was all and Council Member Holley responded affirmatively.

Council Member Oliver stated that he really does appreciate Ms. Brown coming before the Council and he certainly agrees that this would be an incredible experience for some of their young people in the community.

Council Member Oliver stated that his only hesitation is that if they were to agree to this expenditure for \$10,000 that they'd have to be in a position to almost do the same for other folks that come and solicit some help. Council Member Oliver stated that is not to say that it would not go to a good purpose or make a great deal of difference, he just worries about the precedent that would be set.

Council Member Oliver stated that as far as scheduling new dates, he might offer, certainly any way that the Council could help amplify her message and promotion of this good cause. Council Member Oliver stated he knew that recently in this last week she had generated some pretty good buzz and donations.

Council Member Oliver asked if the EECU donation came this last week or this past month or so.

Ms. Brown stated that EECU was one of the first ones that came in after she started in February.

Council Member Oliver asked if the EECU donation was an offline donation.

Ms. Brown replied affirmatively.

Council Member Oliver stated that certainly whatever the Council could do to amplify that message and that he'd also offer a letter of support to the White House, to the Intergovernmental Affairs office which handles correspondences from local governments and city councils to encourage a renewed date and to try to expedite that as much as possible.

Council Member Oliver stated he would love to let any contacts that he has, in that regard but he thinks his only worry is the precedent that the Council would set and he doesn't think they'd be in a budget position to grant similar requests all the time.

Ms. Brown stated she was there in a last ditch effort. She just figured she would try, but if there's anything that the Council could do to help them at a later date, they welcome that too. They are not going to be frustrated and march out of here. They are here for the kids. Ms. Brown stated that if there's some way the Council can help her to help them, she would appreciate it. That's all she was asking.

Mayor Pro Tem Rigby stated that he definitely empathizes with her situation. He is a Youth Pastor and has been for 12 years. Mayor Pro Tem Rigby stated that trying to plan trips with teenagers is not an easy thing to do especially when there aren't as many active parents in the process of fundraising so he knows exactly

the position she is in especially as they look at the date that she has to make a final decision; and which they are 12 hours from that date.

Ms. Brown stated that when she received the information from them, she smiled and then she thought she was going to cry because she knew it was a little bit out of their reach. The sad part was having to tell the youth. Ms. Brown stated that the good thing was that everybody cleared who had submitted their name in. There was nobody denied. To think that everybody cleared this national security clearance was a good thing, so she was pleased with that. Ms. Brown was displeased to have to tell them [youth] that it may not happen but she did tell them. They still have hope. Ms. Brown stated that if they can't take the younger ones, she surely wanted the middle school to high school kids [to go] and even cut that number down by five from the 14 to 9.

Council Member Medellin stated that if he could just offer and he's sure the newest Council Member can help him out here because when it comes to raising money, he thinks she's one of the best, but it seems that every time he goes to Save Mart there's somebody selling candy or doing something. Council Member Medellin stated it was not everything all at once but he thinks there are lots of ways to raise the funds by using the youth whether it be recycling or selling candy or getting out into the community and showing their face and letting people know that this is what they're working towards and sometimes they get a little extra that way when the kids themselves actually get out into the community and hustle for that money.

Ms. Brown stated that she appreciated that but that some of their youth are so involved in other activities; sports and theater and stuff that they weren't able to get out there so the older ones were trying to raise it for them and the young ones were too small because of their ages so they didn't put them forth, but she appreciates that and she understands what he's saying. Ms. Brown stated that right now with the weather being this hot, it's sort of hard to take the chocolate candy outside to sell but they appreciate the Council's time; they really do.

Mayor Pro Tem Rigby stated that he wanted to add to what Council Member Holley stated earlier. He does know that there's a group in Madera that only takes middle school students to Washington, DC and that could be something that might be looked at by her group. Something that the younger kids can look forward to, to attain to.

Mayor Pro Tem Rigby stated that if anything, she should walk away understanding that as a Council, they want to support the trip in any way that they can with the resources that they have. It's irregular for a community group to come in and ask for such a large number when it comes to finances.

Mayor Pro Tem Rigby stated that one of the things that's often done by the Council is there are many times when a non-profit organization will come in and by request the Council will waive fees to one of the many centers that the City has such as the Pan Am Center or the John Wells Center. Mayor Pro Tem Rigby stated that if perhaps a fundraiser wanted to be hosted there of some sort, if she had a guest speaker that wanted to come and she wanted to sell tickets or something along those lines, those were things that as a Council, they would be more than happy to work alongside of her with.

Mayor Pro Tem Rigby stated that if anything tonight, she made several friends that are willing to stand alongside of her as individuals and help to see that every child that had that hope and still does, gets there. Mayor Pro Tem Rigby stated that the last thing he wants her to do is walk away feeling that this trip will never happen because he believes that it will as well.

Mayor Pro Tem Rigby stated that unfortunately he's not sure if tonight the Council is in a position to grant her for the full funding that she is requesting but seeing as the Council needs to take action on the matter, he needs to open it up for action.

Brent Richardson, City Attorney stated that the Council can either take action or if they don't, it just doesn't happen.

Mayor Pro Tem Rigby asked if they can do that.

Mr. Richardson replied affirmatively.

Mayor Pro Tem Rigby stated that he believed he had spoken to her earlier and she had his contact information. Mayor Pro Tem Rigby asked Ms. Brown to stay in contact with him and his colleague Council Member Oliver and he's sure several others on this Council would love to help her make that future date possible.

Ms. Brown replied ok.

Mayor Pro Tem Rigby stated they have the resources to do that and again, to please utilize the opportunity to expedite the date. Mayor Pro Tem Rigby stated that Ms. Brown has the newspaper there [in the audience], maybe they can get behind her efforts as well and the Council can see to it that those kids get the opportunity that they deserve.

Ms. Brown thanked the Council.

Council Member Medellin thanked Ms. Brown for coming down.

#### **E. ADMINISTRATIVE REPORTS**

##### **E-1 Weekly Water Conservation Report – June 20 – June 26, 2016 (Report by Dave Randall)**

Dave Randall, Public Works Operations Director stated he hoped it was warm enough on 4<sup>th</sup> of July for the Council and that hopefully they didn't use too much water on fires.

Mr. Randall stated that the numbers this last week are down a little with the heat as they expected but the previous week they were up at 27% so that was sort of nice. Mr. Randall stated that they continue to sort of hover around. The State is at 25% and a little under the City's 26% goal.

Mr. Randall stated they are surprised to see that there's a little bit of an uptick in people coming in, inquiring and applying for rebates. They are glad to see that and they were looking to facilitate that in any way they could.

Mr. Randall stated that the other thing they've reported on is the State's process for so called "self-determination" of the City's local fees; it's a State process; not the City's. Mr. Randall stated that the City will probably hear something more by the 15<sup>th</sup> of July. He doesn't think that they will see much change.

Mr. Randall stated that even if the State gave the City some regulatory relief; let's say they dropped the City's percentages, the City still wants to keep the same watering schedule and the other efforts they have going in water conservation as the City still has an aquifer that is stressed and the City is still trying to make those efforts to keep the City's system intact and viable for the long term.

Mr. Randall stated that Well 18 is up now which they didn't have last season, Well 24 is working much better and Well 27 is intended to come online shortly. Mr. Randall stated they are in pretty good shape for most municipalities but they don't want to let up; they want to stay the course and make sure they have good water that can sustain them for quite some time.

Mr. Randall stated he would be glad to answer any questions.

Mayor Pro Tem Rigby asked if anyone had any questions for Mr. Randall; there were none. Mayor Pro Tem Rigby thanked Mr. Randall.

## **F. COUNCIL REPORTS**

Council Member Robinson stated he had an enjoyable time at the 4<sup>th</sup> of July Golf Tournament presented by the Parks & Community Services Department. He enjoyed the fireworks; it was amazing.

Council Member Foley Gallegos stated she got to go to her first Neighborhood Watch as an elect Council person; that was wonderful.

Council Member Foley Gallegos stated that she also took a drive for a few hours with Code Enforcement and saw a lot of the City through their eyes, because as drivers and community people around the City, they [people] don't always see what Code Enforcement sees. It was very interesting to see some of the violations that were out there; now her eyes are opening in a different way. Council Member Foley Gallegos stated when she drives around in her district, she's looking for certain things, so that was really exciting to go with Code Enforcement for a few hours and experience some of those.

Council Member Foley Gallegos stated that she also had a tour with the City's CEO, Dave Tooley and met some of the City personnel; not everyone, she apologized. She will be meeting them soon.

Council Member Holley stated that Monday was the best day of his life. He didn't play golf but he had the best time of his life; trying to see who was passed out somewhere, who was going to make the next hole. Council Member Holley stated that those guys think they're golfers; he was glad he didn't.... Council Member Holley stated he was able to be observant; he had his own little golf cart to go out there and make sure they didn't dry out. Good thing it was a cool day; the Lord was good with the weather, but the facilities in the evening.....Council Member Holley stated that Mary Anne [Seay, Parks & Community Services Director] and her staff had done wonderfully. He was glad to be a part of that and hopes to be a part of it in the future.

Council Member Medellin stated that he too wanted to thank Ms. Seay and all of her staff in the Parks Department. They did a wonderful job with the golf tournament. Council Member Medellin stated they have to weed out the cheaters.

Mayor Pro Tem Rigby asked if Council Member Medellin had said recruiters.

Council Member Medellin stated no that they shot 17 under par and didn't even sniff the top three; there's a problem. Council Member Medellin stated he wanted to launch an investigation for next year's tournament.

Mayor Pro Tem Rigby stated, rightfully so.

Council Member Medellin stated that he too would like to welcome their newest Council Member and his very dear friend, Cece Gallegos. Council Member Medellin stated it was a pleasure to have her there, welcomed her, wished her good luck and stated they would have a great year.

Council Member Oliver stated that he too would like to welcome their new team member, Council Member Gallegos. Council Member Oliver stated that he could not imagine what it was like in her first meeting to vote for an \$83 million budget. Council Member Oliver welcomed her aboard and stated they have a great team there and they're really pleased to have her on board.

Council Member Oliver stated he also wanted to thank Ms. Seay and her team and the City for putting on a great 4<sup>th</sup> of July Spectacular Event. He enjoyed playing with the City Manager a good game of golf. Council Member Oliver stated that all of his friends raved about the fireworks show later in the evening, so great job, kudos to all of her staff for putting in a very, very, long day's work too.

Council Member Oliver stated that he also hosted a Constituent Mobile Office Hour. He stated he does this from time-to-time in different public spaces and at events just to be accessible to hear people's concerns and gather some feedback.

Council Member Oliver stated he did this last one at the Madera Swap Meet. Council Member Oliver stated he'd attended before but he'd never stopped to talk to people. He didn't realize how many folks come from out of town. Council Member Oliver stated he even met one family from Michigan who were making a west coast tour and were on their way to the coast and they wanted to stop by the Madera Flea Market so that was really neat.

Council Member Oliver stated he really does appreciate Council Member Medellin for joining him and he knew Council Member Robinson stopped by as well.

Council Member Oliver stated this past week was a great week. Council Member Oliver stated again great job to Ms. Seay and her team.

Council Member Medellin stated it was an accident. He was there [swap meet] to get hotdogs and he ran into Council Member Oliver.

Council Member Oliver stated he did get Council Member Medellin's concerns down though and that they would be following-up.

Mayor Pro Tem Rigby stated he would like to take the opportunity as well to once again welcome Council Member Foley Gallegos. Mayor Pro Tem Rigby stated he will hopefully be sitting closer to her at the next meeting.

Council Member Holley stated he was trying to switch those before she got here.

Mayor Pro Tem Rigby stated he hopes she brings the cookies that he had an opportunity of tasting after her night of election; those were delicious.

Mayor Pro Tem Rigby stated that he too wanted to thank the Parks & Community Services staff for not only putting on a great event; it was safe, it was fun and he's heard nothing but compliments. Disneyland looked ridiculous, so well done Ms. Seay. Mayor Pro Tem Rigby thanked Ms. Seay for playing golf with him, for putting up with all of his bad shots and for making him still feel like a PGA pro; he appreciated that.

Mayor Pro Tem Rigby reminded every one of his colleagues that National Night Out is upon them and to be prepared to do that.

Mayor Pro Tem Rigby thanked City staff for all their diligent work on the sewage repairs that were taking place over off of Howard Road in front of the park. He knows they still have a little ways to go but steady as she goes and it feels like it is getting done and he is grateful and thankful that nobody has been hurt. Mayor Pro Tem Rigby stated that some incredible holes have been made and nobody's hurt. That is good news.

## **G. CLOSED SESSION**

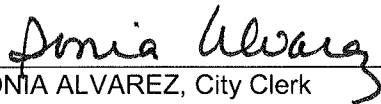
There are no items for this section.

## **ADJOURNMENT**

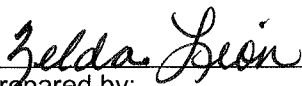
The meeting was adjourned by Mayor Pro Tem Rigby at 7:17 p.m.

**CONSISTENCY WITH THE VISION MADERA 2025 PLAN**

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

  
SONIA ALVAREZ, City Clerk

  
ANDREW J. MEDELLIN, Mayor

  
Prepared by:  
ZELDA LEÓN, Deputy City Clerk

