



Item:	B-1
Minutes for:	04/03/19
Adopted:	06/05/19

**MINUTES OF A REGULAR MEETING OF THE MADERA CITY COUNCIL;
SPECIAL MEETING OF THE MADERA CITY COUNCIL AS THE GROUNDWATER SUSTAINABILITY AGENCY;
AND SPECIAL MEETING OF THE MADERA PUBLIC FINANCING AUTHORITY**

**April 3, 2019
6:00 p.m.**

**Council Chambers
City Hall**

CALL TO ORDER – The meeting was called to order at 6:00 p.m.

ROLL CALL:

Present: **Mayor Andrew J. Medellin**
 Mayor Pro Tem Steve Montes, District 3
 Council Member Cece Foley Gallegos, District 1
 Council Member Jose Rodriguez, District 2
 Council Member Derek O. Robinson Sr., District 4
 Council Member Santos Garcia, District 5
 Council Member Donald E. Holley, District 6

Absent: **None.**

Others present were City Manager Arnoldo Rodriguez, Temporary City Attorney Eileen O’Hare Anderson (Liebert Cassidy Whitmore), Interim City Clerk Claudia Mendoza, Human Resources Director Wendy Silva, Director of Financial Services Tim Przybyla, Chief of Police Dino Lawson, City Engineer Keith Helmuth, Information Services Manager Mark Souders, Public Works Operations Director John Scarborough, Grant Administrator Ivette Iraheta, Chief Building Official Steve Woodworth, Acting Planning Manager Chris Boyle, and Commander Gino Chiaramonte.

INVOCATION: Pastor Joyce Lane of Glory of Zion

PLEDGE OF ALLEGIANCE: Mayor Medellin

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.

Roseanne Bonilla resigned from the Beautification Committee because former Parks Director contract was not renewed.

Dynette Fernandez resigned from the Beautification Committee due to Parks Director contract not being renewed.

Kristy Anderson resigned from the Beautification Committee due to Parks Director contract not being renewed.

Ron Montoya thanked City for fixing wall at Olive and Knox and city-wide cleanup. He also acknowledged and appreciates the Police presence. On Sunday night they lost another cat. Mr. Montoya stated that it is not okay for the Mayor to owe so much money in tax liens.

Khalid Chaudry thanked City Council for removing two of the overpaid department heads. The residents are pleased. He also discussed health insurance premiums received by Mayor and one other council member.

April Molina stated that she attended March 25, 2019 meeting and expressed disappointment on remarks made by Council Member Rodriguez and Council Member Garcia about Item E-1 and the report given by Madera County Economic Development Commission Bobby Kahn.

No other comments given.

PRESENTATIONS

Mayor indicated that Presentation 2 would be heard first in this section.

1. Recognition of the Madera South High School Soccer Team

Mayor Medellin presented the Madera Sough High School Soccer Team with Certificates of Recognition, personalized banner and soccer ball with City logo.

2. Presentation on Partnership with Madera District Fair (Tom Mitchell, CEO)

This item was presented before Presentation 1.

Tom Mitchell with Madera District Fair provided information about their partnership with Parks Department. Mr. Mitchell also provided the City Council with upcoming events.

3. Oath of Office - City-Wide Madera Youth Commission (Katrina Ruiz)

Katrina Ruiz provided information about the Youth Leadership Institute (YLI). The Commission brings youth to the table and works to institutionalize youth voice in the decision-making process.

City Clerk gave Oath of Office to Youth Leadership Institute Commissioners.

INTRODUCTIONS

None.

A. WORKSHOP None.

B. CONSENT CALENDAR

Items on the consent calendar are adopted with a single motion and vote of the council. Items pulled from the consent calendar for further discussion are adopted under separate action.

ON MOTION BY COUNCIL MEMBER RODRIGUEZ, AND SECONDED BY COUNCIL MEMBER GALLEGOS, THE CONSENT CALENDAR, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

B-1 Minutes – No Minutes for Consideration

B-2 Warrant Disbursement Report (Report by Tim Przybyla)

B-3 Water Conservation Report for 02/18/19 – 03/17/19 (Report by John Scarborough)

B-4 Informational Report on Personnel Activity (Report by Wendy Silva)

B-5 Consideration of Resolution Recognizing the Importance of the 2020 U.S. Census and Helping to Ensure a Complete, Fair, and Accurate Count of All Californians (Report by Christopher Boyle)

RES. NO. 19-57 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA TO SUPPORT THE 2020 U.S. CENSUS AND HELPING TO ENSURE A COMPLETE, FAIR, AND ACCURATE COUNT OF ALL CALIFORNIANS.

B-6 Consideration of a Minute Order Authorizing the Mayor to Execute the Partial Proof of Loss for Reimbursement for Estimated Fire Repairs Totaling \$178,224.85 to 5 East Yosemite (Report by Wendy Silva)

B-7 Consideration of a Resolution Authorizing Submittal of Application(s) for CalRecycle Local Government Waste Tire Amnesty Grants for a Period of Five (5) Years (Report by Brian Esteves)

RES NO. 19-58 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA AUTHORIZING SUBMITTAL OF APPLICATION(S) FOR CALRECYCLE LOCAL GOVERNMENT WASTE TIRE AMNESTY GRANTS FOR A PERIOD OF FIVE YEARS.

B-8 Consideration of a Resolution of the Governing Board of the Madera Public Financing Authority (MPFA) Establishing Regular Meeting Dates (Report by Tim Przybyla)

MPFA RES. 19-01 A RESOLUTION OF THE GOVERNING BOARD OF THE MADERA PUBLIC FINANCING AUTHORITY ESTABLISHING REGULAR MEETING DATES.

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

- C-1 Public Hearing to Consider the Block Grant Commission's Community Development Block Grant Recommendations for the 2019/2020 Action Plan and Request for Council to Approve the Allocations (Report by Ivette Iraheta)

The report was presented by Grants Administrator Ivette Iraheta and Block Grant Commission's Chair, Mr. Ken Hutchings. They provided the City Council with an overview of how the commission arrived at their allocation recommendations. Mr. Hutchings also stated that the commission may have recommended different allocations based on the letter received from HUD after commission meeting.

Following discussion, Council consensus was reached to table item C-1 due to the late distribution letter received. Item will be brought back at May 1, 2019 meeting.

ON MOTION BY COUNCIL MEMBER RODRIGUEZ, AND SECONDED BY COUNCIL MEMBER ROBINSON, TO TABLE ITEM C-1 UNTIL REGULAR MEETING OF MAY 1, 2019 WAS APPROVED BY A VOTE OF 5-2. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS MONTES, GALLEGOS, RODRIGUEZ ROBINSON; NOES: 0; ABSENT: 0; ABSTAIN: COUNCIL MEMBERS GARCIA AND HOLLEY.

- C-2 Consideration of a Resolution Approving Employment Agreements with the Grant Administrator, City Engineer, Chief of Police, Chief Building Official, Information Services Manager, Director of Financial Services, and Director of Human Resources; and

Consideration of a Resolution Setting the Assigned Salary Range for the Position of City Engineer (Report by Wendy Silva)

The report was presented by City Manager Arnaldo Rodriguez.

Announcement made by Mayor Medellin:

Pursuant to Government Code § 54953 (c) (3), prior to taking action on this item, if approved, the proposed Employment Agreements for the listed positions will modify the offered benefit package, most notably as it relates to the type and amount of paid leave available, reduce the annual leave cash-out provision, eliminate management incentive pay, reduce sick leave cash-out at separation, eliminate automobile allowances, and eliminate City-paid medical insurance in retirement for individuals who do not already have more than fifteen years of City service. The action will also modify the assigned salary ranges for the positions of City Engineer.

Council Member Garcia stated that he felt the salary cuts did not go far enough.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER GALLEGOS, ITEM C-2, RES. NO. 19-59, WAS ADOPTED BY A ROLL CALL VOTE OF 6-1. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS MONTES, GALLEGOS, RODRIGUEZ, ROBINSON, AND HOLLEY; NOES: COUNCIL MEMBER GARCIA; ABSENT: 0; ABSTAIN: 0.

RES. NO. 19-59 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING EMPLOYMENT AGREEMENTS WITH THE GRANT ADMINISTRATOR, CITY ENGINEER, CHIEF OF POLICE, CHIEF BUILDING OFFICIAL, INFORMATION SERVICES MANAGER, DIRECTOR OF FINANCIAL SERVICES, AND DIRECTOR OF

HUMAN RESOURCES AND AUTHORIZING THE CITY MANAGER TO EXECUTE AGREEMENTS.

ON MOTION BY COUNCIL MEMBER GALLEGOS, AND SECONDED BY COUNCIL MEMBER HOLLEY, ITEM C-2, RES. NO. 19-60, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

RES. NO. 19-60 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA SETTING THE ASSIGNED SALARY RANGE FOR THE POSITION OF CITY ENGINEER.

C-3 Consideration of a Resolution Amending the City Manager's Employment Agreement (Report by Wendy Silva)

The report was presented by City Manager Arnaldo Rodriguez.

No questions or comments were offered.

Announcement made by Mayor Medellin:

Pursuant to Government Code § 54953 (c) (3), prior to taking action on this item, if approved, the proposed amendment to the City Manager's Employment Agreement will stop his monthly automobile allowance.

ON MOTION BY COUNCIL MEMBER GALLEGOS, AND SECONDED BY COUNCIL MEMBER HOLLEY, ITEM C-3, RES. NO. 19-61, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 7-0.

RES. NO. 19-61 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING AN AMENDMENT TO THE CITY MANAGER'S AT-WILL EMPLOYMENT AGREEMENT AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT.

D. WRITTEN COMMUNICATIONS None.

E. ADMINISTRATIVE REPORTS

E-1 Consideration of a Minute Order Approving the Madera County Economic Development Commission 2019/2020 Annual Basic Service Level Budget (Report by Bobby Kahn)

Executive Director of Madera County Economic Development Commission Bobby Kahn presented budget to City Council.

Discussion followed.

ON MOTION BY COUNCIL MEMBER GARCIA, AND SECONDED BY COUNCIL MEMBER GALLEGOS, MINUTE ORDER FOR ITEM E-1 WAS APPROVED UNANIMOUSLY BY A VOTE OF 7-0.

E-2 Mid-Year Operational Budget Report and Consideration of a Resolution Authorizing and Approving Amendments to the City's Fiscal Year (FY) 2018/2019 (18/19) Budget (Report by Tim Przybyla)

Following discussion, Council consensus was reached to table item E-2. Item will be brought back at the April 10, 2019 Special City Council Meeting.

ON MOTION BY COUNCIL MEMBER GARCIA, AND SECONDED BY COUNCIL MEMBER GALLEGOS, TO TABLE ITEM E-2 UNTIL SPECIAL MEETING OF APRIL 10, 2019 WAS APPROVED BY A VOTE. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS MONTES, GALLEGOS, RODRIGUEZ, ROBINSON, AND GARCIA; NOES: NONE; ABSENT: COUNCIL MEMBER HOLLEY; ABSTAIN: 0.

E-3 Discussion and Direction from the City Council as to the Type of Sale and Term of the Proposed Lease Revenue Bonds to Finance the Fire Station Project (Report by Tim Przybyla)

Item E-3 was reported earlier in the meeting immediately following Item C-1 of the agenda.

The report was presented by the Director of Financial Services Tim Przybyla and the City's Municipal Advisor Ken Dieker of Del Rio Advisors.

Following discussion, Council consensus was to move forward with proposed lease revenue bonds.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER ROBINSON, TO MOVE FORWARD WITH PROPOSED LEASE REVENUE BONDS TO FINANCE FIRE STATION PROJECT, WAS APPROVED UNANIMOUSLY BY A VOTE OF 7-0.

F. COUNCIL REPORTS

No reports were given.

G. CLOSED SESSION

G-1 Closed Session Announcement – City Attorney

The Council adjourned to closed session at 11:04 p.m. to discuss the items as listed on the agenda.

G-2 Conference with Labor Negotiators pursuant to Government Code §54957.6

Agency Designated Representatives: Arnaldo Rodriguez & Wendy Silva

Employee Organizations: General Bargaining Unit
Madera Police Officers' Association
Mid-Management Employee Group
Law Enforcement Mid-Management Group

G-3 Conference with Legal Counsel - Existing Litigation. Subdivision (d)(1) of Government Code §54956.9 One case: MCA 1803, LLC, et al. v. City of Madera MCV073252

G-4: Property: 2 Parcels
City of Madera
APNs: 009-331-010 and 011 (Freedom Industrial Park)
Agency Negotiator(s): Arnaldo Rodriguez

Negotiating Party: TranPak, Inc
Under Negotiations: Price and Terms

G-5 Closed Session Report – City Attorney

The Council returned from closed session at 11:56 p.m. with Council Members Medellin, Montes, Gallegos, Rodriguez, Robinson, and Garcia. Council Member Holley left at 11:00 p.m.

There was no reportable action for items G-2 through G-4.

ADJOURNMENT - The meeting was adjourned at 11:58 p.m. Next regular meeting April 17, 2019.

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.

CLAUDIA MENDOZA, Interim City Clerk

ANDREW J. MEDELLIN, Mayor