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| Item: | B-1 |
| Minutes for: | 04/18/18 |
| Adopted: | 09/18/19 |

MINUTES OF A REGULAR MEETING OF THE MADERA CITY COUNCIL

April 18, 2018
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 Jose Rodriguez, District 2
Council Member Cece Foley Gallegos, District 1
Council Member Derek O. Robinson Sr., District 4
Council Member Charles F. Rigby, District 5
Council Member Donald E. Holley, District 6

Absent: Council Member William Oliver, District 3

Others present were City Administrator Steve Frazier, 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 John Scarborough, Chief of Police Dino Lawson, Director of Human Resources Wendy Silva, Director of Parks and Community Services Mary Anne Seay, Grant Administrator Ivette Iraheta, Chief Building Official Steve Woodworth, and Planning Manager Chris Boyle.

INVOCATION: Pastor Tim Echevarria, New Harvest Christian Fellowship

PLEDGE OF ALLEGIANCE: Mayor Medellin led in the Pledge of Allegiance.

PUBLIC COMMENT:

The first fifteen minutes of the meeting are reserved for members of the public to address the Council on items which are within the subject matter jurisdiction of the Council. Speakers shall be limited to three minutes. Speakers will be asked to identify themselves and state the subject of their comment. If the subject is an item on the Agenda, the Mayor has the option of asking the speaker to hold the comment until that item is called. Comments on items listed as a Public Hearing on the Agenda should be held until the hearing is opened. The Council is prohibited by law from taking any action on matters discussed that are not on the Agenda, and no adverse conclusions should be drawn if the Council does not respond to public comment at this time.

Khalid Chaudry discussed crime rates and concerns with water rates/salary study. He would like for council members to meet with him.

PRESENTATIONS

1. Presentation of National Night Out Award

Neighborhood Outreach Assistant Christina Herrera presented report.

2. Madera High School Vision Leadership Academy Program Overview and Graduate Recognition (Tim Riche)

Tim Riche with Madera High School presented report.

A. WORKSHOP

- A-1 Update on Proposed Arts Center (Rochelle Noblett)

Julie O’Kane with Madera County Arts Council presented report

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.

Council Member Foley Gallegos pulled Item B-8 and B-10 for further discussion.

ON MOTION BY COUNCIL MEMBER RIGBY, AND SECONDED BY COUNCIL MEMBER RODRIGUEZ, THE CONSENT CALENDAR, WITH THE EXCEPTION OF ITEMS B-8 AND B-10, WAS ADOPTED BY A VOTE OF 6-0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS RODRIGUEZ, FOLEY GALLEGOS, ROBINSON, RIGBY, AND HOLLEY. NOES: NONE. ABSENT: COUNCIL MEMBER OLIVER. ABSTAIN: NONE.

- B-1 Minutes – There are no minutes for consideration.
- B-2 Warrant Disbursement Report 3/27/18 – 4/09/18 (Report by Tim Przybyla)
- B-3 Water Conservation Report for 2/26/18 – 3/25/18 (Report by John Scarborough)
- B-4 Consideration of a Minute Order Rejecting a Claim Filed by Eva Castro (Report by Wendy Silva)
- B-5 Consideration of a Resolution Adopting the City of Madera Project List for Fiscal Year 2018-19 Funded by SB-1 Road Maintenance and Rehabilitation Account-Local Streets and Roads Funding Program (Report by Keith Helmuth)

RES. NO. 18-52 RESOLUTION ADOPTING THE CITY OF MADERA PROJECT LIST FOR FISCAL YEAR 2018/19 FUNDED BY THE SB-1 ROAD MAINTENANCE AND REHABILITATION ACCOUNT - LOCAL STREETS AND ROADS FUNDING PROGRAM

B-6 Consideration of a Resolution Accepting Easement Deed Offered by Jerry and Karen Jones, in Conjunction with the Matilda Torres High School Project, and Authorizing the City Clerk to Execute and Cause to be Recorded, a Certificate of Acceptance (Report by Keith Helmuth)

RES. NO. 18-53 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, ACCEPTING EASEMENT DEED, OFFERED BY JERRY AND KAREN JONES, AND AUTHORIZING THE CITY CLERK TO EXECUTE AND CAUSE TO BE RECORDED, A CERTIFICATE OF ACCEPTANCE

B-7 Consideration of a Minute Order Authorizing the Mayor to Execute the Final Proof of Loss for Replacement of Police Unit 6007, a 2016 Ford Interceptor SUV (Report by Wendy Silva)

B-8 Consideration of a Resolution of the City Council of the City of Madera to Approve a License from the U.S. Bureau of Reclamation, Contract No. 17-LC-20-2111 for Use of Bureau Right-Of-Way for the Construction, Operation, and Maintenance of the Sewer Pipeline Crossing at Ellis Street and Lateral 24.2, and Authorizing the Mayor to Execute the License on Behalf of the City (Report by Keith Helmuth)

After discussion Council moved to approve item B-8.

ON MOTION BY COUNCIL MEMBER FOLEY GALLEGOS, AND SECONDED BY COUNCIL MEMBER RIGBY, ITEM B-8, RES. NO. 18-54 WAS ADOPTED BY A VOTE OF 6-0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS RODRIGUEZ, FOLEY GALLEGOS, ROBINSON, RIGBY, AND HOLLEY. NOES: NONE. ABSENT: COUNCIL MEMBER OLIVER. ABSTAIN: NONE.

RES. NO. 18-54 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA TO APPROVE A LICENSE FROM THE U.S. BUREAU OF RECLAMATION, CONTRACT NO. 17-LC-20-2111 FOR USE OF BUREAU RIGHT-OF-WAY FOR THE CONSTRUCTION, OPERATION, AND MAINTENANCE OF THE SEWER PIPELINE CROSSING AT ELLIS STREET AND LATERAL 24.2, AND AUTHORIZING THE MAYOR TO EXECUTE THE LICENSE ON BEHALF OF THE CITY

B-9 Consideration of a Resolution Approving a Special Activity Permit Certificate for the Use of Designated Areas of the Madera Municipal Airport for the 2018-2019 Porsche Club of America Autocross Events and Authorizing the Mayor to Execute the Permit on Behalf of the City (Report by John Scarborough)

RES. NO. 18-55 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING A SPECIAL ACTIVITY PERMIT CERTIFICATE FOR THE USE OF DESIGNATED AREAS OF THE MADERA MUNICIPAL AIRPORT FOR THE 2018-2019 PORSCHE CLUB OF AMERICA AUTOCROSS EVENTS AND AUTHORIZING THE MAYOR TO EXECUTE THE PERMIT ON BEHALF OF THE CITY

B-10 Consideration of a Resolution Rescinding Resolution No. 18-38 and Approving a Revised Agreement with Raftelis Financial Consultants, Inc. for consulting Services Related to Updates to the City of Madera Water Enterprise Revenue Requirements and Financial Plan and Authorizing the Mayor to Sign the Contract on Behalf of the City (Report by Tim Przybyla)

After discussion Council moved to approve item B-10.

ON MOTION BY COUNCIL MEMBER FOLLEY GALLEGOS AND SECONDED BY COUNCIL MEMBER RODRIGUEZ, ITEM B-10, RES. NO 18-56 WAS ADOPTED BY A VOTE OF 6-0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS RODRIGUEZ, FOLEY GALLEGOS, ROBINSON, RIGBY, AND HOLLEY. NOES: NONE. ABSENT: COUNCIL MEMBER OLIVER. ABSTAIN: NONE.

RES. NO. 18-56 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA RESCINDING RESOLUTION NO. 18-38 AND APPROVING AN AGREEMENT WITH RAFTELIS FINANCIAL CONSULTANTS INC. TO PERFORM A RATE STUDY UPDATE OF WATER FEES AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT

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

C-1 Consideration of a Resolution Approving a Joint Powers Agreement with the County of Madera and Madera Unified School District to Form the Madera County Arts Authority and Authorizing the Mayor to Execute the Agreement; and

Request for Appointment of a Board Representative, and a First and Second Alternate to the Madera County Arts Authority (Report by Steve Frazier)

The report was presented by City Administrator Steve Frazier.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER ROBINSON, ITEM C-1, RES. NO. 18-57 WAS ADOPTED BY A VOTE OF 6-0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS RODRIGUEZ, FOLEY GALLEGOS, ROBINSON, RIGBY, AND HOLLEY. NOES: NONE. ABSENT: COUNCIL MEMBER OLIVER. ABSTAIN: NONE.

RES. NO. 18-57 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING A JOINT POWERS AGREEMENT WITH THE COUNTY OF MADERA AND MADERA UNIFIED SCHOOL DISTRICT TO FORM THE MADERA COUNTY ARTS AUTHORITY AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT

Mayor Medellin appointed Council Member Rigby as primary board representative, Council Member Foley Gallegos as first alternate, and Council Member Rodriguez as second alternate.

ON MOTION BY MAYOR MEDELLIN, AND SECONDED BY COUNCIL MEMBER HOLLEY, APPOINTMENT OF BOARD REPRESENTATIVES WAS ADOPTED BY A VOTE OF 6-0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS RODRIGUEZ, FOLEY GALLEGOS, ROBINSON, RIGBY, AND HOLLEY. NOES: NONE. ABSENT: COUNCIL MEMBER OLIVER. ABSTAIN: NONE.

C-2 Second Reading and Consideration of Adoption of an Ordinance Rezoning Approximately 6,000 Square Feet of Land Located 100 Feet North of the Northwest Corner of East Yosemite Avenue and High Street from the R3 (High Density Residential) Zone District to the C1 (Light Commercial) Zone District (Report by Chris Boyle)

The report was presented by Planning Manager Christopher Boyle.

The ordinance was read by title by the City Clerk Sonia Alvarez.

ON MOTION BY COUNCIL MEMBER RIGBY, AND SECONDED BY COUNCIL MEMBER HOLLEY, FURTHER READING WAS WAIVED ITEM C-2, ORD. 952 C.S. WAS ADOPTED BY A VOTE OF 6-0 AYES: MAYOR MEDELLIN, COUNCIL MEMBERS RODRIGUEZ, FOLEY GALLEGOS, ROBINSON, RIGBY, AND HOLLEY. NOES: NONE. ABSENT: COUNCIL MEMBER OLIVER. ABSTAIN: NONE.

ORD 952 C.S. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING THE OFFICIAL CITY OF MADERA ZONING MAP TO REZONE APPROXIMATELY 0.14 ACRES OF PROPERTY LOCATED ON THE WEST SIDE OF HIGH STREET (APN: 007-123-003), APPROXTMATELY 125 FEET NORTH OF THE INTERSECTION OF EAST YOSEMITE AVENUE AND HIGH STREET, FROM THE R3 (HIGH DENSITY RESTDENTIAL) ZONE DISTRICT TO THE C1 (LIGHT COMMERCIAL) ZONE DISTRICT

C-3 Consideration of a Resolution Awarding the Contract for the Madera Wastewater Treatment Plant Rehabilitation Project, City Project No. WWTP 18-02, to Cushman Contracting Corporation in the Amount of \$3,312,000, for the Base Bid Less Deductive Item C, Authorizing Construction Contract Contingencies in the Amount of \$300,000, Construction Inspection and Management Up to \$100,000 and Authorizing the Mayor to Execute the Contract on Behalf of the City (Report by Keith Helmuth)

The report was presented by City Engineer Keith Helmuth.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER ROBINSON, ITEM C-3, RES. NO. 18-58 WAS ADOPTED BY A VOTE OF 6-0. AYES: MAYOR MEDELLIN, COUNCIL MEMBERS RODRIGUEZ, FOLEY GALLEGOS, ROBINSON, RIGBY, AND HOLLEY. NOES: NONE. ABSENT: COUNCIL MEMBER OLIVER. ABSTAIN: NONE.

RES. NO. 18-58 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, AWARDDING A CONTRACT FOR THE MADERA WASTEWATER TREATMENT PLANT REHABILITATION PROJECT, CITY PROJECT NO. WWTP 18-02, TO CUSHMAN CONTRACTING CORPORATION IN THE AMOUNT OF \$3,312,000 FOR THE BASE BID LESS DEDUCTIVE ITEM C, AUTHORIZING CONSTRUCTION CONTRACT CONTINGENCIES IN THE AMOUNT OF \$300,000, CONSTRUCTION INSPECTION AND MANAGEMENT UP TO \$100,000 AND AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY

D. WRITTEN COMMUNICATIONS: None.

E. ADMINISTRATIVE REPORTS

E-1 Presentation of the Preliminary City of Madera Enterprise Fund Budgets for Fiscal Year 2018/2019; and

Request for Direction from the Council for a Budget Workshop Date (Report by Tim Przybyla)

The report was presented by Director of Finance Tim Przybyla.

Council provided direction to by Director of Financial Services to present a budget workshop on Tuesday, June 5, 2018.

F. COUNCIL REPORTS

Council Member Robinson reported that he attended a League of Cities housing and community development meeting on April 13, 2018.

Council Member Foley Gallegos thanked Wastewater Treatment staff.

Council Member Foley Gallegos asked if we have an estimated date for the Koff & Associates preliminary report. Human Resources Director responded that we should have more information tomorrow.

Council Member Rigby reported that it was a great opportunity to spend time with the students and stated that Madera High School Vision Leadership Academy is a great program.

Council Member Rigby also reported that he will be going to Washington DC on behalf of the Housing Authority.

Council Member Holley reported he met with First 5 and presented a proclamation on the Mayor's behalf.

Council Member Rodriguez requested clarification from Council Member Robinson on his comments regarding the League of Cities meeting.

Council Member Rodriguez mentioned that he would like to see a report on the groundbreaking on travel center or casino.

Mayor Pro Tem Rodriguez also stated that there is a cannabis economy out there, we should be prepared.

Mayor Medellin thanked fellow councilmembers on their participation at the Walk a Mile in Her Shoes event.

Mayor Medellin mentioned that this weekend is the Love Madera event.

Mayor Medellin also reported that the widening of Highway 99 project is moving forward.

G. CLOSED SESSION

G-1 Closed Session Announcement – City Attorney

The Council adjourned to closed session at 8:06 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: Steve Frazier & Wendy Silva

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

Law Enforcement Mid-Management Group

G-3 Closed Session Report – City Attorney

The Council returned from closed session at 8:44 p.m. with all members present

There was no reportable action for items G-2.

ADJOURNMENT - The meeting was adjourned at 8:45 p.m. Next regular meeting May 2, 2018.

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.

ALICIA GONZALES, City Clerk

ANDREW J. MEDELLIN, Mayor

Prepared by:
CLAUDIA MENDOZA, Deputy City Clerk