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REGULAR MEETING OF THE MADERA CITY COUNCIL

205 W. 4th Street, Madera, California 93637

NOTICE AND AGENDA

Wednesday, August 21, 2024
6:00 p.m.

Council Chambers
City Hall

The Madera City Council meetings are open to the public. This meeting will also be available for public viewing and participation through Zoom. Members of the public may also observe the live-streamed meeting on the City's website at www.madera.gov/live. Members of the public may comment on agenda items at the meeting or remotely through an electronic meeting via phone by dialing (669) 900-6833 enter ID: 844 1638 0180#. Comments will also be accepted via email at citycouncilpubliccomment@madera.gov or by regular mail at 205 W. 4th Street, Madera, CA 93637.

CALL TO ORDER:

ROLL CALL: Mayor Santos Garcia
Mayor Pro Tem Cece Gallegos, District 1
Councilmember Jose Rodriguez, District 2
Councilmember Steve Montes, District 3
Councilmember Anita Evans, District 4
Councilmember Elsa Mejia, District 5
Councilmember Artemio Villegas, District 6

INVOCATION: Fred Thurman, New Life Assembly

PLEDGE OF ALLEGIANCE:

APPROVAL OF AGENDA:

PRESENTATIONS:

1. Proclamation Recognizing National Senior Citizens Day

PUBLIC COMMENT:

The first 15 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, but are not required, to identify themselves and state the subject of their comments. 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.

A. PUBLIC HEARINGS:

A-1 Measure T Annual Expenditure Plan (AEP) for Fiscal Year (FY) 2024/25

Recommendation: Adopt a Resolution Approving the Measure T AEP for FY 2024/25 and Authorizing Submission of the AEP to the Madera County Transportation Authority (MCTA) for Adoption (Report by Keith Helmuth)

B. CONSENT CALENDAR:

Matters listed under the Consent Calendar are considered routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, a member of the public or a member of the Council may request an item be removed from the Consent Calendar and it will be considered separately.

B-1 Minutes – August 7, 2024

Recommendation: Approve the City Council Minutes of August 21, 2024 (Report by Alicia Gonzales)

B-2 Informational Report on Register of Audited Demands

Recommendation: Review Register of Audited Demands Report for July 27, 2024 to August 9, 2024 (Report by Michael Lima)

B-3 Informational Report on Personnel Activity

Recommendation: This report is submitted for informational purposes only and there is no action requested from the City Council (Council) (Report by Wendy Silva)

B-4 Porsche Club of America Permit for Autocross Events at the Madera Municipal Airport

Recommendation: Adopt a Resolution Approving a Special Activity Permit for the use of designated areas of the Madera Municipal Airport for Porsche Club of America autocross events (Report by Ismael Hernandez)

B-5 Amendment of Administrative Policy 18, Purchasing Policy of the City of Madera

Recommendation: Adopt a Resolution Amending Administrative Policy 18, Purchasing Policy of the City (Report by Michael Lima)

B-6 Acceptance of Kitchen Renovation Project at Frank Bergon Senior Center

Recommendation: Approve Minute Order Approving:
1. Acceptance of the Kitchen Renovation Project at Frank Bergon Senior Center, located at 238 South D Street; and
2. The Recording of Notice of Completion (Report by Joseph Hebert)

B-7 Acceptance of Construction of the Renovation of the Cook Water Tower, City Project No. W-22 and W-34

Recommendation: Adopt a Minute Order Approving:
1. Acceptance of Construction of the Renovation of the Cook Water Tower, City Project No. W-22 and W-34; and
2. The Recording of Notice of Completion; and

3. The release of retention 35 days after recording of the Notice of Completion (Report by Keith Helmuth)

B-8 Acceptance of Construction of New Police Department Parking Lot, City Project PD-01

- Recommendation:** Adopt a Minute Order Approving:
1. Acceptance of New Police Department Parking Lot, Cit Project PD-01; and
 2. The Recording of Notice of Completion; and
 3. The release of retention 35 days after recording of the Notice of Completion (Report by Keith Helmuth)

B-9 Engineering Front Counter ADA Upgrades

- Recommendation:** Adopt a Minute Order Approving:
1. Acceptance of the Construction of Engineering Front Counter Upgrades, CDBG Project No. B22MC060053, City Project No. CD-02; and
 2. Recording of Notice of Completion; and
 3. Release of retention 35 days after recording of the Notice of Completion (Report by Keith Helmuth)

B-10 City's Participation in the Old Timers' Day Parade

- Recommendation:** Adopt a Resolution Waiving the Fees to Cover the Costs of Police, Public Works, Parks, and Engineering Fees and Services Relating to the Old Timers' Day Parade in the Amount of \$2,956 (Report by Giachino Chiaramonte)

B-11 First Amendment to the Law Enforcement Services Agreement between the Housing Authority of the City of Madera and the City of Madera

- Recommendation:** Adopt a Resolution approving the First Amendment to the Law Enforcement Services Agreement with the Housing Authority of the City of Madera for a Contract Year extension through September 30, 2024 (Report by Giachino Chiaramonte)

C. WORKSHOP: None

D. PETITIONS, BIDS, RESOLUTIONS, ORDINANCES, AND AGREEMENTS:

D-1 Presentation and Adoption of the Fiscal Year 2024/2025 Proposed Budget

- Recommendation:**
1. Conduct a Public Hearing and Adopt the Resolution approving the Operating, Capital, and Debt Budgets for Fiscal Year 2024/25
 2. Adopt a Resolution establishing an Appropriations Limit for Fiscal Year 2024/25 in the amount of \$59,494,976 (Report by Michael Lima)

D-2 Initiating Annexation Proceedings of Properties into the City of Madera Landscape Maintenance District (LMD) Zones of Benefit 1 & 51

- Recommendation:** Adopt Resolutions to:
1. Initiate Proceedings Pursuant to the Landscaping and Lighting Act of 1972 for the Annexation of Property into the City's LMD Zone of

Benefit 1, to Review the Assessments for Fiscal Year 2024/25, and Setting a Public Hearing

2. Initiate Proceedings Pursuant to the Landscaping and Lighting Act of 1972 for the Annexation of Properties into the City's LMD Zones of Benefit 51, to Review the Assessments for Fiscal Year 2024/25, and Setting a Public Hearing (Report by Keith Helmuth)

D-3 **Update on 2024 emergency repair of Avenue 13 sewer trunk main failures and renew a finding of emergency relating to emergency response and repairs necessitating emergency contracts without competitive bidding**

- Recommendation:**
1. Receive an update on the status of emergency repairs to the Avenue 13 sewer trunk main failures that occurred June 3, 2024 and June 10, 2024; and
 2. Adopt a resolution renewing a finding of emergency relating to emergency response and repairs to the sanitary sewer main pursuant to Public Contract Code Section 22050 (Report by Keith Helmuth)

D-4 **Budget Amendment and direction on the Railroad Crossing Elimination Grant Program for the Cleveland Avenue and Union Pacific Railroad Crossing**

- Recommendation:**
1. Adopt a Resolution amending the Fiscal Year 2024/2025 budget by allocating \$60,000 to retain a consultant to prepare a grant application per the Railroad Crossing Elimination Grant Program administered by the Federal Railroad Administration (FRA), US Department of Transportation (DOT). Funds will be divided between Measure T and Local Transportation Funds (LTF)
 2. Provide direction regarding the potential allocation of Measure T, Local Transportation Funds (LTF), or General Fund to meet the minimum 20 percent non-federal fund share should the City be awarded the grant (Report by Arnoldo Rodriguez)

E. ADMINISTRATIVE REPORTS:

E-1 **Select Recipient for the Proclamation Recognizing Old Timers Week**

- Recommendation:** Request for Councils selection of a recipient for the Proclamation Recognizing Old Timers Week (Report by Alicia Gonzales)

E-2 **Presentation of Intersection Control Options for Lake Street/4th Street/Central Avenue Intersection; City Project R-57**

- Recommendation:** Consider the information presented and provide direction to staff regarding course of future activity for this project (Report by Keith Helmuth)

E-3 **Direction Regarding Annual Commemoration of Juneteenth in the City of Madera**

- Recommendation:** This item is being brought for consideration and direction at the request of the City Council. Discussion will be led by Councilwoman Evans. (Report by Wendy Silva)

E-4 **Response to Madera County Grand Jury Final Report titled 2324-06; Published on June 2024, titled “City of Madera Fails to Enforce the Golf Course Contract Requirements Madera Municipal Golf Course: REVISITED 2023-2024”**

Recommendation: It is recommended the City Council (Council) review the proposed Response to the Grand Jury Report (Report) and approve the Response as presented or provide direction on changes to the proposed Response (Report by Arnolando Rodriguez)

F. FUTURE AGENDA ITEMS:

This portion of the meeting is reserved (i) to initiate new matters and to request updates, and (ii) and to initiate new agenda items. No single item may exceed one minute. All votes shall be conducted electronically, with the results announced by the Chair. If voting is not available by electronic methods, another method may be used by the Chair unless otherwise determined by a majority of the Councilmembers present. Under this section the Council may take action only on items specifically agendized and which meet other requirements for action

G. COUNCILMEMBER COMMUNICATIONS (REPORTS/ANNOUNCEMENTS):

This portion of the meeting is reserved for the Mayor and Councilmembers (i) to make brief reports on boards, committees, and other public agencies, and at public events, and (ii) to make announcements.


H. CLOSED SESSION: None

ADJOURNMENT:

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- The meeting room is accessible to the physically disabled. Requests for accommodations for persons with disabilities such as signing services, assistive listening devices, or alternative format agendas and reports needed to assist participation in this public meeting may be made by calling the City Clerk’s Office at (559) 661-5405 or emailing cityclerkinfo@madera.gov . Those who are hearing impaired may call 711 or 1-800-735-2929 for TTY Relay Service. Requests should be made as soon as practicable as additional time may be required for the City to arrange or provide the requested accommodation. Requests may also be delivered/mailed to: City of Madera, Attn: City Clerk, 205 W. 4th Street, Madera, CA 93637. At least seventy-two (72) hours’ notice prior to the meeting is requested but not required. When making a request, please provide sufficient detail that the City may evaluate the nature of the request and available accommodations to support meeting participation. Please also provide appropriate contact information should the City need to engage in an interactive discussion regarding the requested accommodation.
 - The services of a translator can be made available. Please contact the City Clerk’s Office at (559) 661-5405 or emailing cityclerkinfo@madera.gov to request translation services for this meeting. Those who are hearing impaired may call 711 or 1-800-735-2929 for TTY Relay Service. Requests should be submitted in advance of the meeting to allow the City sufficient time to provide or arrange for the requested services. At least seventy-two (72) hours’ notice prior to the meeting is requested but not required.
 - Please silence or turn off cell phones and electronic devices while the meeting is in session.
 - Regular meetings of the Madera City Council are held the 1st and 3rd Wednesday of each month at 6:00 p.m. in the Council Chambers at City Hall.

- Any writings or documents provided to a majority of the City Council within 72 hours of the meeting regarding any item on this agenda will be made available for public inspection at the City Clerk's office located at 205 W. 4th Street, Madera, CA 93637 and on the City website at www.madera.gov
 - Questions regarding the meeting agenda or conduct of the meeting, please contact the City Clerk's Office at (559) 661-5405.
 - Para asistencia en español sobre este aviso, por favor llame al (559) 661-5405.
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I, Alicia Gonzales, City Clerk for the City of Madera, declare under penalty of perjury that I posted the above agenda for the Regular Meeting of the Madera City Council for August 21, 2024, near the front entrances of City Hall and on the City's website www.madera.gov at 6:00 p.m. on August 16, 2024.



Alicia Gonzales, City Clerk