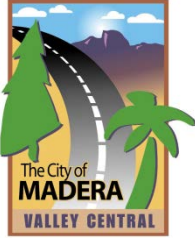


Item:	B-1
Minutes for:	10/05/16
Adopted:	07/05/17



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

**October 5, 2016
6:00 p.m.**

**Council Chambers
City Hall**

CALL TO ORDER

The regular meeting for 10/05/16 was called to order by Mayor Poythress at 6:04 p.m.

ROLL CALL:

Present: Mayor Robert L. Poythress
Council Member Andrew J. Medellin
Council Member Donald E. Holley
Council Member William Oliver
Council Member Cece Foley Gallegos

Absent: Mayor Pro Tem Charles F. Rigby
Council Member Derek O. Robinson Sr.

Others present were City Administrator David Tooley, City Attorney Brent Richardson, City Clerk Sonia Alvarez, City Engineer Keith Helmuth, Director of Human Resources Wendy Silva, Planning Manager Chris Boyle, Police Chief Steve Frazier, Director of Parks & Community Services Mary Anne Seay, Public Works Operations Director David Randall, Community Development Director David Merchen, Chief Building Official Steve Woodworth, Information Services Manager Ted Uyesaka, Police Lieutenant Gino Chiaramonte, and Grants Program Manager Patti Dossetti.

INVOCATION: Pastor David Votaw, Harvest Community Church

PLEDGE OF ALLEGIANCE: Mayor Poythress 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.

Mayor Poythress asked if there were any members of the public who would like to address the Council. No comments were made.

A. WORKSHOP

There are no items for this section.

B. CONSENT CALENDAR

- B-1 Minutes – 12/2/15, 6/08/16
- B-2 Information Only – Warrant Disbursement Report
- B-3 Weekly Water Conservation Report for September 19th - September 25th (Report by Dave Randall)
- B-4 Consideration of a Minute Order of the Council of the City of Madera, California Authorizing the Acceptance of a National Insurance Crime Bureau Vehicle Donated to the Madera Police Department and Authorizing the Chief of Police to Execute all Documents Necessary to Accept the Donation (Report by Steve Frazier)
- B-5 Consideration of a Resolution Adopting the 2016-2019 City of Madera Title VI Program Update (Report by Ivette Iraheta)
- B-6 Consideration of a Resolution Approving a Contract with Nichols Consulting for the Preparation and Filing of the State Mandated Cost Claims for the Period from Execution of Contract until June 30, 2017 and Authorizing the Mayor to Sign the Contract on Behalf of the City (Report by Tim Przybyla)
- B-7 Consideration of a Resolution of the City Council of the City of Madera, California, Approving Engagement Letter for Audit Services with Price Paige & Company and Authorizing the Mayor and City Administrator to Execute the Engagement Letter and Any Further Engagement Letters During the Contract Term (Report by Tim Przybyla)
- B-8 Consideration of a Resolution Appointing Sam Weis to the City of Madera Airport Advisory Commission (Report by Dave Randall)

Mayor Poythress asked if there are any items on the consent calendar that a Council Member would like to have pulled for further discussion. No requests were made.

Mayor Poythress asked for a motion for action.

ON MOTION BY COUNCIL MEMBER MEDELLIN, AND SECONDED BY COUNCIL MEMBER FOLEY GALLEGOS, THE CONSENT CALENDAR WAS ADOPTED UNANIMOUSLY BY A VOTE OF 5-0. ABSENT: MAYOR PRO TEM RIGBY, COUNCIL MEMBER ROBINSON.

RES. NO. 16-158 A RESOLUTION OF THE COUNCIL OF THE CITY OF MADERA, CALIFORNIA, ADOPTING THE 2016-2019 CITY OF MADERA TITLE VI PROGRAM UPDATE

RES. NO. 16-159 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING A CONTRACT WITH NICHOLS CONSULTING FOR THE PREPARATION AND FILING OF THE STATE MANDATED COST CLAIMS FOR THE PERIOD FROM EXECUTION OF CONTRACT UNTIL JUNE 30, 2017 AND AUTHORIZING THE MAYOR TO SIGN THE CONTRACT ON BEHALF OF THE CITY

RES. NO. 16-160 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING ENGAGEMENT LETTER FOR AUDIT SERVICES TO PRICE PAIGE & COMPANY, AND AUTHORIZING THE MAYOR AND THE CITY ADMINISTRATOR TO EXECUTE THE ENGAGEMENT LETTER AND ANY ENGAGEMENT LETTERS DURING THE CONTRACT TERM

RES. NO. 16-161

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPOINTING SAM WEIS TO THE CITY OF MADERA AIRPORT ADVISORY COMMISSION

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

- C-1 Second Reading and Consideration of Adoption of an Ordinance Amending Subsection B of Section 3-5.08 of Chapter 5 of Title III of the Madera Municipal Code Relating to the Adjustment of Speed Limits in Certain Zones (Report by Keith Helmuth)

Keith Helmuth, City Engineer stated this is the second reading for the amendment of Subsection B of Section 3-5.08 of Chapter 5 of Title III of the Madera Municipal Code Relating to the Adjustment of Speed Limits in Certain Zones. Mr. Helmuth stated this was presented at the September 21st meeting and staff recommends that Council adopt the ordinance amendment.

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

Mayor Poythress asked that title be read.

The ordinance was read by title by the City Clerk.

ON MOTION BY COUNCIL MEMBER MEDELLIN, AND SECONDED BY COUNCIL MEMBER HOLLEY, FURTHER READING WAS WAIVED AND, ITEM C-1 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 5-0. ABSENT: MAYOR PRO TEM RIGBY, COUNCIL MEMBER ROBINSON.

ORD 937 C.S. AN ORDINANCE AMENDING SUBSECTION B OF SECTION 3-5.08 OF CHAPTER 5 OF TITLE III OF THE MADERA MUNICIPAL CODE RELATING TO THE ADJUSTMENT OF SPEED LIMITS IN CERTAIN ZONES

D. WRITTEN COMMUNICATIONS

There are no items for this section.

E. ADMINISTRATIVE REPORTS

- E-1 Consideration of a Resolution Approving Additional Water Conservation Rebate Programs (Report by Dave Randall)

Dave Randall, Public Works Operations Director stated he brought this item back to Council as promised as they are concerned about trying to increase some participation in the rebate programs.

Mr. Randall stated these two items are fairly innocuous and fairly obvious. It's not a lot of depth. Mr. Randall stated most people can put a rain barrel under their overflow and capture about 40 gallons of water. Mr. Randall stated the other item is for the locks to go on their faucet. He stated they get an awful lot of people that seem to think everybody else is turning their water on. Mr. Randall stated they give them an option. Staff tends to believe everybody.

Mr. Randall stated that is a 100% rebate so there's no reason why people can't have it. Staff hopes that when people come in for that rebate, maybe it will springboard them into some of the other rebates. Mr. Randall stated maybe they'll replace their toilets or do some turf replacement, etc.

Mr. Randall stated staff is asking that Council approve this and then they'll move forward. Mr. Randall stated he would answer any questions.

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

Mayor Poythress asked for a motion for action.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER OLIVER, ITEM E-1 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 5-0. ABSENT: MAYOR PRO TEM RIGBY, COUNCIL MEMBER ROBINSON.

RES. NO. 16-162 A RESOLUTION OF THE COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING ADDITIONAL REBATES FOR THE WATER CONSERVATION REBATE PROGRAM

F. COUNCIL REPORTS

Council Member Foley Gallegos stated they were all involved in the Old Timers' Day Parade which is a great event.

Council Member Foley Gallegos stated they had the new County fire engine there. That was beautiful. She also stated the parade had the Chief of Police's Blazer and a Code Enforcement truck.

Council Member Foley Gallegos stated that after the parade as she was headed back with her escort, she decided to go on some adventures with them. She stated Code Enforcement was out getting any illegal cell phone people that were out there trying to get customers. They also found a couple of yard sales because it wasn't the first of the month and some of the little drivers that are selling snacks on the side. Council Member Foley Gallegos stated they did that for about three hours and then decided they were a little hungry and they'd better call it a day.

Council Member Foley Gallegos stated that Christina Herrera from Code Enforcement came back and said they were shutting down at the park so she apologized as she didn't make it out to the park.

Council Member Foley Gallegos stated she got to attend with Chief Frazier and Mayor Poythress the Neighborhood Watch Leaders meeting for the first time and it was a great event.

Mayor Poythress stated it sure was a great event.

Council Member Holley stated he had a fantastic morning. He got up at 6:00 a.m. this morning to have a Walk-a-Thon with Sierra Vista Elementary School. They walked from McNally Park all the way to the school. This was one of their biggest turnouts. A few of their County employees were out there this morning. Council Member Holley stated it was awesome getting up in the dark. He hadn't done that in a while.

Council Member Holley stated that was all he'd done except work with Big Brothers and Big Sisters.

Council Member Holley stated he attended a 300 Club function last week and that the men have got to go to it. He stated that other than that, everything's going good. The City is still running.

Council Member Medellin stated he didn't have anything to report.

Council Member Oliver stated he had an opportunity to attend the Central Valley Rail Working Group meeting a week and a half ago. It consists of transportation agencies, local cities and Merced, Stanislaus, San Joaquin and Sacramento counties.

Council Member Oliver stated they had an update on High Speed Rail as well as the addition of a stop in Madera. He stated they are working with Patricia Taylor with the Transportation Commission.

Council Member Oliver stated he attended to speak on behalf of the City and the greater Madera area to obviously share that they are encouraged and looking forward to the opportunities with a stop in Madera to implore the Authority to extend resources to look at the various planning and land use elements, to look at how that station or stop may affect development near the City Limits as well as looking at how it is going to complement our existing public transit services and potentially spur community and economic growth.

Council Member Oliver stated that at that meeting, Diana Gomez the Central Valley Regional Director at California High Speed Rail Authority pledged to commit some grant planning dollars to the Madera area to look at some of those things as well as maybe have an additional discussion as to a permanent placement and maybe other alternative sites that might be more suitable for those reasons.

Council Member Oliver stated it was a very productive meeting. Madera was well represented.

Council Member Oliver complimented the Finance Director Tim Przybyla, the Finance Department as well as the Public Works Department. Council Member Oliver stated he received an inquiry or complaint from a constituent regarding her water bill. He stated that over the last couple months, she saw it spike threefold and she was concerned that it might be attributed to the water rate increases. Staff was quick to reach her and connect with her.

Council Member Oliver shared the following Facebook testimony from that constituent: "I've been having issues with my water bill and I knew something was wrong. The City put me in touch with several resources with the Water Department. Three different people have reached out to me today and they got me the help and information that I needed. Problem solved and I couldn't be more relieved. Seriously, excellent customer service."

Council Member Oliver stated he just wanted to extend his thanks and say good work. Another happy constituent. He really does appreciate going above and beyond to serve their constituency.

Mayor Poythress stated he attended a Neighborhood Watch meeting last night on Chablis Street and there was a good turnout. It is a short street, a small street. Mayor Poythress stated that the officer said he wasn't quite sure where the street was because there's never any issues there. Mayor Poythress stated that is a good thing.

G. CLOSED SESSION

Brent Richardson, City Attorney announced that Council will adjourn to closed session in one item. Conference with Real Property Negotiators - Pursuant to Government Code Section 54956.8. The negotiators and parties are as listed on the agenda.

Council adjourned to closed session at 6:12 p.m.

- G-1 Closed Session Announcement – City Attorney

- G-2 Conference with Real Property Negotiators - Pursuant to Government Code Section 54956.8
 - Property: 1 Parcel

 - Adamas LLC APN 038-040-004
 - Agency Negotiators: David Merchen, Les Jorgensen
 - Negotiating Parties: Ed & Gail Hanhart McIntyre and Adamas LLC
 - Under Negotiations: Price and Terms

- G-3 Closed Session Report – City Attorney

Council returned from closed session at 6:30 p.m. with all members present.

Mr. Richardson announced that Council adjourned to closed session in one item. That Conference was with Real Property Negotiators - Pursuant to Government Code Section 54956.8 and stated that no reportable action was taken.

ADJOURNMENT

The meeting was adjourned by Mayor Poythress at 6:31 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

