

Item:	B-1
Minutes for:	02/01/17
Adopted:	11/01/17

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

February 1, 2017
6:00 p.m.

Council Chambers
City Hall

CALL TO ORDER

The regular meeting for 2/01/17 was called to order by Mayor Medellin at 6:00 p.m.

ROLL CALL:

Present: Mayor Andrew J. Medellin
Mayor Pro Tem Cece Foley Gallegos, District 1
Council Member Jose Rodriguez, District 2
Council Member Donald E. Holley, District 6
Council Member Derek O. Robinson Sr., District 4
Council Member William Oliver, District 3

Absent: Council Member Charles F. Rigby, District 5

Others present were City Administrator David Tooley, 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 David Randall, Chief of Police Steve Frazier, Director of Human Resources Wendy Silva, Director of Parks and Community Services Mary Anne Seay, Grant Administrator Ivette Iraheta, Chief Building Official Steve Woodworth, Planning Manager Chris Boyle, Division Fire Chief David Allen, Human Resources Administrative Analyst Eugene Haynes and Successor Agency Director Jim Taubert.

INVOCATION: Pastor John Pursell, Believer's Church

The invocation was given by Council Member Holley. Pastor Pursell was unable to attend.

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.

DJ Becker, residing in Madera, California, stated she has a few prepared remarks. Ms. Becker commented that she would like to take the opportunity to invite any new members of the City Council to stop by and view the Friends of Madera Shelter shot clinic scheduled this Saturday from 10:00 a.m. to 12:00 at the Madera District Fairgrounds rain or shine. She stated that even if it is only a brief visit, it is a good illustration of their efforts in the community. She commented that this clinic has become an integral part of their

community and has been operated by their hardworking volunteers for the last 10 years or so. She advised that it protects pets against rabies, parvo and distemper. It is also their main fundraising tool. She noted that all proceeds go to their low cost spay and neuter programs and other outreach efforts. She commented that attendance varies but they can raise between \$2,000 and \$4,000 per clinic.

Ms. Becker stated that they also use these proceeds to drive hundreds of unaltered animals to Portland, Oregon and Provo, Utah Humane Societies who have managed to get their populations under control through spaying and neutering. She noted that this is a 14-hour one-way drive in their vehicles operated by these funds and their volunteers. They also drive to their Bay Area Pets Mart partners several times a month.

Ms. Becker stated that they are working very hard to place and help surplus animals out of Madera but they are still struggling with the local tremendous overpopulation. She stated that the number of animals has increased dramatically. She added that dog licensing is very low and the number of unaltered animals is also growing. Their \$1.2 million grant from the Red and Nancy Arnold Foundation has been spent altering 15,000 local animals and their population is still increasing.

Ms. Becker stated that animal issues are public safety and quality of life issues. She noted that dog attacks by unaltered dogs with serious injuries are becoming much more frequent. They would welcome the participation and the input of the new members of the Madera City Council in their efforts in the upcoming year. She advised that she would be happy to provide further information or provide a shelter tour. Ms. Becker distributed flyers to the Council and thanked them.

Mayor Medellin thanked Ms. Becker and asked if there is anybody else wishing to provide comment. No other requests were made and Mayor Medellin closed public comment.

A. WORKSHOP

A-1 City of Madera Comprehensive Emergency Management Plan

Director of Human Resources Wendy Silva referred to their Comprehensive Emergency Management Plan. She emphasized that "comprehensive" is the key word there if they have taken a look at the document as seen in front of the dais. She advised that the project started a long time ago. Ms. Silva noted that Mr. Haynes is actually the third analyst to tackle this project. The first did not survive the project. The second said it was too much work and took another job and fortunately, Mr. Haynes came along and he was able to, over the last four or five years, bring it through to the point where they have it tonight. They are sort of in a draft version that they can all finally look at.

Ms. Silva commented on how they got here. When they started this process was when FEMA (Federal Emergency Management Agency) really came down after some of the natural disasters and said...everybody's gotta have these plans...here is exactly what you need to have in it. She noted that reading through all that code is rather onerous so what they did is that they looked at entities that had recently adopted a new plan that complied with FEMA and had similar exposures to the City of Madera. They looked for cities with freeways and railroad tracks that ran through them and then pretty much all of California is subject to the same natural disasters. What they found is that the City of Livermore at that time had just spent a whole bunch of their money paying a consultant to write a FEMA compliant plan. Knowing that that document was a public record, they got a copy of it and they have used that as the base to develop the City of Madera plan.

Ms. Silva stated that what they have done along the way is they work hand in hand with Madera County OES (Office of Emergency Services) and the Sheriff's Department. They have had some staff turnover just like the City has. They've worked with the American Red Cross. With the Public Health Department they have quarterly emergency preparedness meetings and they work with Cal State OES. She added that as Mr. Haynes has worked his way through the plan, he's attacked each module and gotten that to the appropriate departments and outside agencies. And then, they've had the final version that they have right

now put together out on their city share drive for everybody to take a look for about a month or so, so they could kind of give it one final review before they brought it to the Council in its draft form.

Ms. Silva advised that Mr. Haynes will walk the Council through an overview of each section. They are not going to get into the detail however, if they would like detail, Mr. Haynes would love to sit down with them. She asked that they contact her or Mr. Haynes directly.

Eugene Haynes, Administrative Analyst for Human Resources, advised, as previously stated by Ms. Silva, he will give them an overview. He will not really get into the specifics. He noted that this is a very comprehensive Emergency Management Plan.

Mr. Haynes stated that he will start with the Emergency Management Plan in itself. He advised that the purpose of the plan is to protect the safety and welfare of the residents, employees and visitors of the City of Madera. He added that it conforms to the state mandated Standardized Emergency Management System. He noted that if they have had the training, they will recognize some of the acronyms which is SEMS and the National Incident Management System known as NIMS. He commented that local governments must use NIMS to be eligible for federal preparedness grants and apply for reimbursements. Mr. Haynes stated that in the event of an emergency where the City had to spend money to recoup to bring the City back up to a point where they are operating, all the costs associated with that disaster, in order to get reimbursed by the federal government, they have to be in compliance and use the NIMS system.

Mr. Haynes stated that it establishes response policies and procedures providing the City of Madera clear guidance for planning purposes. He added that the plan addresses the City of Madera responsibilities in emergencies associated with natural disasters. These include human cause emergencies and technological incidents which they will get into. He stated that it provides the framework for coordination of response and recovery efforts within the City in coordination with local, state, and federal agencies. That is one of the things he had to make sure, as they went through this plan. He noted that Ms. Silva had mentioned that they ended up getting this from the City of Livermore but, they had to make it specific to the City of Madera. In the process of doing that they had to make sure that they were in compliance with local, state and federal agencies as well.

Mr. Haynes stated that from the plan itself, it gets into the annexes. He referred to Annex A which is Warning and Communications. It outlines the notification and/or reporting procedures for Emergency Operations Center (EOC). He advised that it covers the activation guidelines to follow in the event the emergency evacuation center is activated. He noted that there are two different types of activation. The first one is a partial where the EOC is activated but only some positions are filled. He stated that this may involve a smaller scale emergency that a small number of responders can handle or the early stages of an expanding disaster.

Mr. Haynes referred to full activation and advised that the EOC is activated in all or most of the positions are filled. He commented that in most cases, all of them are. He added that this involves in an emergency requiring an all-out response effort. He stated that with that in mind, those are the two criteria's they are looking at. Depending on the magnitude of the disaster, it is either a partial or a full activation.

Mr. Haynes stated that Annex B covers the evacuation. It establishes a consistent operational methodology for the City of Madera to plan for or implement evacuations regardless of the geographic area in which they occur. He stated that the procedures apply to all City response team personnel and local emergency and response agencies tasked with planning for and implementing evacuations.

Mr. Haynes referred to Annex C, Shelter and Mass Care. He stated that this establishes consistent protocol in the event of a mass care incident. He stated that the American Red Cross, which he worked with putting this plan together, noting that they have been on site which he will get into, but, they have looked at some of the City owned locations. He noted that the American Red Cross will act as the lead for the establishment of mass care shelters and the City will assist them. Staff worked with them to determine the appropriate City owned facilities that meet mass care or shelter requirements. He noted that two sites have been

identified in the City of Madera which are the Pan Am Community Center and John Wells. There were other locations that they looked at in the City but based on feedback and recommendations from Madera PD (Police Department), they decided not to go with those locations. He stated that these are the two locations that they pretty much got to go with everybody involved in the process. In the event of mass care shelters, these would be the two locations they would look at. Mr. Haynes advised that the John Wells Youth Center is a unique situation because they have multiple floors located there. They would only be using the first floor.

Mr. Haynes referred to Annex D, All Hazard Vulnerability Assessment. He stated that this annex describes natural and technological human made hazards which can potentially impact the people, the economy, the environment, and property of the City of Madera. He noted that it serves as the basis for City level emergency management programs. He added that staff has created an inventory of all assets that can be damaged or affected by a hazard event. He noted that it is a confidential asset inventory meaning that you don't want this information getting into the wrong hands. They don't include this in the plan. They reference this in the plan as the asset inventory is located in City HR (Human Resources) Department for good reasons. They don't want it to get in the wrong hands of people with nothing else to do. He stated that it is very confidential. It lists all City owned properties, the value, square footage, locations, and everything. Like he said, they don't want that type of information to get out.

Mr. Haynes referred to Annex E, Terrorism. He stated that the terrorist response protocols are intended for use by law enforcement and other first responder agencies. He advised that the Office of Emergency Services maintains the protocol which is classified for official use only. He stated that the terrorism protocol only addresses the coordination efforts expected of jurisdictions with Madera County. He added that the terrorism annex is a unique annex in itself because in the event of a terrorism exposure or incident, PD is going to take over. They will be relying on Madera PD, Madera County Sheriff's Department as well as the FBI (Federal Bureau of Investigation). He stated that it is a pretty somewhat generic annex meaning that he didn't change a lot of the verbiage in it because it is beyond the control of City personnel with the exception of Madera PD.

Mr. Haynes referred to Annex F, Hazardous Materials Response. He stated that this annex comprises general response guidelines for dealing with hazardous material emergencies. He explained that the guidelines were established to provide a system that is responsive to the needs of the local community. In Madera City and County, Cal Fire is the lead agency on any hazardous material emergencies. He advised that the City would only play a role in supporting Cal Fire. As an example, the train tracks that they have throughout the City, they do transport hazardous materials back and forth. In the event of a hazardous materials response, Cal Fire again would be the lead agency. The City would only be providing support on an as needed basis; whatever they need the City to do.

Mr. Haynes referred to Annex G, the Madera County Local Hazard Mitigation Plan. He advised that federal regulations require local jurisdictions to prepare and adopt a Local Hazard Mitigation Plan approved by FEMA to maintain eligibility for grants. He stated this is very important. He advised that in 2008, the County of Madera, the City of Madera, the Madera County Office of Education, and the North Fork Rancheria of Mono Indians all agreed to participate in the creation of a multijurisdictional plan. He noted that a plan update is currently in process in compliance with federal regulations meaning all the elements here. They have met and they have identified a resource as far as updating the plan including a different company than what was provided back in 2008. They are currently updating the plan and they should have a final product this year. He restated the agencies involved.

Mr. Haynes referred to Annex H, Continuity of Government. He stated that all are very important but he can't stress the importance of Annex H. He advised that in the event of a major disaster, this plan provides the guidance to ensure law and order is preserved and government service is maintained. To ensure the continuity of governments, the following elements have been addressed in this plan: Succession of Officers; Seat of Government; Emergency Powers and Authority; Emergency Plans; Primary and Alternate Emergency Operations Centers; Preservation of Vital Records; and Protection of Critical Infrastructure.

Mr. Haynes advised that he would talk a second about the Primary and alternate Emergency Operations Centers. He stated that in the event that they have to activate the Emergency Operations Center, the primary location would be Madera PD. If for some reason Madera PD is not accessible, they cannot use Madera PD, then they would be looking at City Hall. If for some reason City Hall is not available as far as activating the Emergency Operating Center, their third option would be Public Works. Those are their three locations as far as activating the Emergency Operations Center.

Mr. Haynes referred to Annex I, Disaster Recovery. He advised that this annex identifies the roles, responsibilities and tasks associated with the functions typically performed in any and all disaster recovery operations. It provides the checklist, ordinances and other aids for recovery teams. This is basically making sure that they are doing everything; that their "i's" are dotted and the "t's" are crossed. It is putting the City back into business. Making sure that they have the checklists that are provided which is very simple. They have roles and responsibilities of City employees, management employees, and they are provided checklists as well. He noted that it is not like anyone is walking into the Emergency Operating Center not knowing what to do. They are walking in with checklists.

Mr. Haynes referred to Annex J, Family disaster Preparedness Guide. He stated that this document is designed to guide citizens through the basic steps of preparing for local or area wide disaster as well as executing the necessary actions to stay alive during or after a major catastrophe. He explained that it is basically what to do, how to prepare, what to do in the event, and what to do after a disaster or emergency. It is basically designed for the citizens.

Mr. Haynes stated they then get into the appendixes. He advised that there are four.

Mr. Haynes referred to Appendix 1, Emergency Operational Assignments. The purpose of the Emergency Organization Structure is to allow for the most efficient flow of information within City government and between the City and other jurisdictions, agencies and organizations. He stated that the City of Madera has made primary and alternate assignments to each of the emergency organization positions within the management sections. He restated that there is a primary and a backup for every single position that they have identified as far as the emergency operational assignments. He advised that they are listed by position as opposed to name.

Mr. Haynes referred to Appendix 2, Disaster Response Checklists. He advised that the checklists consist of actions to be taken prior and upon arrival to the Emergency Operations Center. He noted that checklists are identified by management position. Each management position has a different, separate checklist to use. It is based on the level of position of that individual.

Mr. Haynes referred to Appendix 3, Emergency Standard Operating Procedures. He advised that this annex consists of various considerations for specific types of emergencies. He added that included in the annex are checklists that are designed to be used in conjunction with the general duties of the Emergency Operating Center positions. As they can tell, as they go through this, this is a very comprehensive plan.

Mr. Haynes referred to Appendix 4, Resource Guide. He advised that the Resource Guide lists the telephone numbers for state, county and city offices and/or businesses for reference in the event of an emergency. What he did in this particular appendix is he looked at all the state agencies they might need to contact in the event of an emergency, all county, local, for example state agency OES, the Governor's office as far as who to contact at the Governor's office as well as the phone number, county, County Sheriff, Coroners. He thinks it is about three pages of nothing but names and phone numbers. In the event of an emergency, they have access to the resource guide. They will have those numbers handy.

Mr. Haynes advised that the next steps, as he finishes with the last appendix, is that staff will take any additional feedback from the Council or City departments to prepare the final document. He stated that the final document will be brought back to the Council at the next meeting for consideration of adoption. Mr. Haynes offered to answer any questions.

Mayor Medellin thanked Mr. Haynes and stated for that being an overview that was pretty informative. He asked if any of the schools or high schools qualify for mass shelters.

Mr. Haynes replied that in talking and working with the Red Cross, they have identified outside of City owned facilities schools, gymnasiums, churches. He advised that there is a church right across the street and they have already identified that church. He commented that there are numerous facilities outside of City owned facilities that they will use. Mr. Haynes added that the locations that the City has are the John Wells Center and the Pan Am. Those are used as warming centers as well in the colder climate or when the weather gets too hot. They use those to identify and hopefully bring citizens to in the event that they need to.

Mayor Medellin asked Council Member Holley if he had a question. Council Member Holley replied that it was answered.

Council Member Rodriguez asked how often they have this type of workshop in the City. He heard Ms. Silva say it has been a while. He asked if this is something that is new here in the City; have they had this before.

Mr. Haynes replied that this is the first time the City has a final product as far as the Comprehensive Emergency Operating Plan. From this plan, what staff will do is take a step back, once Council adopts the plan, is to hold tabletop exercises and drills as an educational means with City department staff to make sure everybody understands their roles and responsibilities. He restated that this is the first time that they have actually gotten to this point.

City Administrator David Tooley clarified that they have had an Emergency Management Plan but this is far more comprehensive.

Council Member Rodriguez agreed that in reading some of it, it was very comprehensive. He referred to the roles and duties of public employees during a crisis like this here and stated that he read somewhere in here that they have an obligation to serve in some capacity. He asked if that is correct.

Mr. Haynes replied that is correct; that is the expectation. If they are selected or identified for a specific position, they have those expectations to serve in that role in the event of an emergency or natural disaster.

Council Member Rodriguez stated that in some disaster or catastrophic events, Madera would no longer have, if he is correct, the authority, if not in multiple agencies, and asked if that is right.

Mr. Haynes replied that is correct. He added that in the event of a major catastrophe, or something of that level, Madera County would activate their Emergency Operating Center. The City would activate theirs but they would be at the beck and call of the County. He noted that they still have positions identified. They still have personnel in those positions but they would be relying on Madera County.

Council Member Rodriguez stated they would fall in rank with some type of structure.

Mr. Haynes agreed and stated that is incorporated in the plan.

Council Member Rodriguez stated that when it comes to an event of such case, he did see that in the case of authority, he thinks that would be either, he doesn't know if he read this correctly, their City Administrator.

Mr. Haynes agreed and stated Council Member Rodriguez is pointing at the right location.

Council Member Rodriguez added that who better could administer that than their City Administrator here.

Mr. Haynes advised that there was an ordinance passed in 1972 where Council gave the authority of that position to the City Administrator.

Mr. Tooley stated, by way of quick reference, in the mid-2000's when rain was more common, they were literally hours away from doing an evacuation order in the City when water was coming down from the mountains. He commented that for these kinds of plans, they don't engage them very often but gosh, when they need them, it's a very real need, an immediate need. So having a plan, and as Mr. Haynes suggests, tabletop exercises are just going to be mandatory.

Council Member Rodriguez noted that it being so comprehensive, it also carried a curfew. He was going through that but he didn't see the time of the curfew but he is sure that is something...

Mr. Haynes replied that would be established at that time. He asked that they keep in mind that everyone that has been identified in those management positions, have been required and for the most part, have received FEMA training. In most cases, they are two to four courses.

Council Member Rodriguez stated he wasn't sure what he was reading at the time but it kind of resembled somewhat like marshal law at that time.

Mr. Haynes agreed that it could very well be. He stated that there is a draft resolution in the plan.

Council Member Rodriguez asked if this all isn't through Trump's election.

Mr. Haynes replied no.

Council Member Rodriguez thanked Mr. Haynes.

Mayor Medellin asked if there are any other questions for staff. No other questions were asked and Mayor Medellin advised that if questions do arise after the meeting, they can certainly contact Mr. Haynes at his office and he can help answer any of those questions.

Mayor Medellin thanked Mr. Haynes and added that it is always good to be prepared.

B. CONSENT CALENDAR

- B-1 Minutes – 2/03/16
- B-2 Information Only – Warrant Disbursement Report
- B-3 Bi-Weekly Water Conservation Report for 12/26/16-1/22/17 (Report by Dave Randall)
- B-4 Consideration of a Resolution Authorizing Funding Amendments to Fiscal Year 2016-17 Capital Fund Budget Appropriating Additional Bridge Preventive Maintenance Program Funds for Repair and Rehabilitation of City of Madera Bridge Numbers 41C0009, 41C0043 and 41C0155, Federal Project No. BPMP 5157 (104), City Project No. B-000004 (Report by Keith Helmuth)
- B-5 Consideration of a Resolution Appointing Israel Cortes, Jim DaSilva and Pamela Tyler to the City of Madera Planning Commission (Report by Chris Boyle)
- B-6 Consideration of a Resolution Rescinding Resolution No. 16-79 and Approving the Amended Applications for Transportation Development Act - Local Transportation Funds for FY 2016/17 with FY 2015/16 Carryover Balances, and the FY 2016/17 State Transit Assistance Funds (Report by Keith Helmuth)
- B-7 Consideration of a Resolution Appointing Daniel Varela as a Member of the City of Madera Transit Advisory Board (Report by Ivette Iraheta)

- B-8 Consideration of a Resolution Approving an Agreement with Stantec Consulting Services, Inc. for Professional Engineering Services at the City's Wastewater Treatment Plant and Authorizing the Mayor to Sign the Agreement on Behalf of the City of Madera; and
- Consideration of a Resolution Amending the City of Madera FY 2016/17 Budget Adding Allocations for Repair Projects at the City's Wastewater Treatment Plan (Report by Dave Randall)
- B-9 Consideration of a Minute Order Acceptance of the Construction of the Fourth Street Medians Landscape & Irrigation Improvements Sunset Avenue to Lake Street City Project No. PK 15-02 (Report by Keith Helmuth)
- B-10 Consideration of a Resolution of the City Council of the City of Madera, Approving an Agreement with ESP Surveying, Inc. for the Professional Surveying Services for Surveying on Howard Road at Westberry Boulevard, and Authorizing the Mayor to Execute the Agreement (Report by Keith Helmuth)
- B-11 Consideration of a Resolution Appointing Emmanuel Gomez to the City of Madera ADA Advisory Council (Report by Wendy Silva)
- B-12 Consideration of a Resolution Appointing DJ Becker to the City of Madera ADA Advisory Council (Report by Wendy Silva)
- B-13 Consideration of a Minute Order Accepting the Centennial Park Inclusive Playground Project No. PK 61 and Authorizing the Recording of a Notice of Completion (Report by Keith Helmuth)
- B-14 Consideration of a Resolution Approving a Security Agreement between the California Commission on Peace Officer Standards and Training and the City of Madera for Post Entry-Level Law Enforcement Test Battery Security Agreement and Authorizing the Mayor to Execute the Agreement (Report by Steve Frazier)

Mayor Medellin asked if members of the Council wish to pull any items from the consent calendar for clarification or questions. If not, he will entertain a motion for action.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER ROBINSON, THE CONSENT CALENDAR WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

RES. NO. 17-11 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA AUTHORIZING FUNDING AMENDMENTS TO FISCAL YEAR 2016/17 CAPITAL FUND BUDGET APPROPRIATING ADDITIONAL BRIDGE PREVENTIVE MAINTENANCE PROGRAM FUNDS FOR REPAIR AND REHABILITATION OF CITY OF MADERA BRIDGE NUMBERS 41C0009, 41C0043 AND 41C0155, FEDERAL PROJECT NO. BPMP 5157 (104), CITY PROJECT NO. B-000004

RES. NO. 17-12 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA CALIFORNIA APPOINTING JIM DASILVA, PAMELA TYLER AND ISRAEL CORTES TO THE CITY OF MADERA PLANNING COMMISSION

RES. NO. 17-13 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, RESCINDING RESOLUTION NO. 16-79 AND APPROVING THE AMENDED APPLICATIONS FOR TRANSPORTATION DEVELOPMENT ACT-

LOCAL TRANSPORTATION FUND FOR FISCAL YEAR 2016/17 WITH FISCAL YEAR 2015/16 CARRYOVER BALANCES, AND THE FY 2016-17 STATE TRANSIT ASSISTANCE FUNDS, AND AUTHORIZING THE CITY ENGINEER TO EXECUTE THE APPLICATIONS

- RES. NO. 17-14** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPOINTING DANIEL VARELA AS A MEMBER OF THE CITY OF MADERA TRANSIT ADVISORY BOARD
- RES. NO. 17-15** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPROVING AN AGREEMENT WITH STANTEC CONSULTING SERVICES, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR WASTEWATER TREATMENT PLANT MAINTENANCE PROJECTS AND AUTHORIZING THE MAYOR TO SIGN THE AGREEMENT ON BEHALF OF THE CITY OF MADERA
- RES. NO. 17-16** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING THE FY 2016/17 ANNUAL BUDGET TO INCREASE EXPENDITURE ALLOCATIONS IN THE SEWER FUND BUDGETS NECESSARY FOR ENGINEERING SERVICES FOR REPAIR PROJECTS
- RES. NO. 17-17** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA, APPROVING AN AGREEMENT WITH ESP SURVEYING, INC. FOR THE PROFESSIONAL SURVEYING SERVICES FOR SURVEYING ON HOWARD ROAD AT WESTBERRY BOULEVARD, AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT
- RES. NO. 17-18** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPOINTING EMMANUEL GOMEZ TO THE MADERA ADA ADVISORY COUNCIL
- RES. NO. 17-19** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA APPOINTING DJ BECKER TO THE MADERA ADA ADVISORY COUNCIL
- RES. NO. 17-20** A RESOLUTION APPROVING A SECURITY AGREEMENT BETWEEN THE CALIFORNIA COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING AND THE CITY OF MADERA FOR POST ENTRY-LEVEL LAW ENFORCEMENT TEST BATTERY SECURITY AGREEMENT AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT

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

- C-1** A Noticed Public Hearing and Consideration of Adoption of a Resolution Adopting a Negative Declaration Prepared in Accordance with the California Environmental Quality Act, and Amending the General Plan to Allow a Change from the HD (High Density) General Plan Land Use Designation to the LD (Low Density) General Plan Land Use Designation, and

Consideration of Introduction of an Ordinance to Allow a Rezone from the R3 (High Density Residential) Zone District to the PD 6000 (Planned Development) Zone District for the Riverwalk Single-Family Residential Development Proposed on the Approximately 2.15 Acres Generally Located South of the Fresno River and North of East Central Avenue, between North A Street and North C Street, In Proximity to Riverwalk Drive

Planning Manager Chris Boyle stated this item is a two-step process. It is a general plan amendment, where the Council is asked to consider adoption of a resolution followed by an introduction of an ordinance to allow for rezone from the R3 to the PD 6000 zone district.

Mr. Boyle stated that this project actually has been worked on for quite some time by the City. He displayed an aerial from 1998 of an established neighborhood in the area of the Riverwalk Division. He noted that today the Riverwalk Subdivision is at least the street sections of the subdivision that have been constructed as part of a capital improvement project. He advised that the next steps would be the subdivision itself and a precise plan which would provide for the development of the individual parcels.

Mr. Boyle stated that in January, the Planning Commission considered the tentative tract map as well as a precise plan for the development of individual homes on the property, and ultimately has forwarded the rezone and General Plan to the City Council for their discretion.

Mr. Boyle stated that the General Plan itself is just a small component of the area. It proposes to rezone the western side of the area to the low density General Plan land use designation out of the high density General Plan land use designation. He stated that this property is currently in the R3 high density residential designation and because of the uniqueness of the lots themselves, there are a wide variety of sizes of lots although the average is about 7,200 square feet. He noted that there are lots that are much smaller. He added that the Planned Development Zone District is the most applicable and appropriate zone district from which to develop those homes.

Mr. Boyle stated that staff and the Planning Commission recommend adoption of the resolution adopting the negative declaration and amending the General Plan to allow for the change in land use designations as well as introduction of an ordinance to allow for the rezone from the R3 to the PD 6000 Planned Development Zone District. Mr. Boyle offered to answer any questions.

Mayor Medellin asked if there are any questions for Mr. Boyle. No questions were asked.

Mayor Medellin stated that he thinks Jim Taubert (Successor Agency Director) has done a fantastic job with this area and it is really going to look great. He added that those elevations look fantastic. He thinks they have five different plans for that area and it is really going to change things in that side of town. He congratulated Mr. Taubert and his team.

Mayor Medellin stated that if there are no further questions or discussion he will ask for title.

City Attorney Brent Richardson reminded the Mayor that this is a public hearing.

Mayor Medellin opened the public hearing. No comments were made and Mayor Medellin closed the public hearing. He brought the item back to Council for any questions or discussion. No comments were made and Mayor Medellin asked for title.

City Clerk Sonia Alvarez requested that the Council take the requested actions separately in whatever order they wish.

ON MOTION BY COUNCIL MEMBER OLIVER, AND SECONDED BY COUNCIL MEMBER FOLEY GALLEGOS, ITEM C-1, RES. NO. 17-21 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

RES. NO. 17-21 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA ADOPTING A NEGATIVE DECLARATION AND APPROVING AN AMENDMENT OF THE GENERAL PLAN FROM THE HD (HIGH DENSITY) TO THE LD (LOW DENSITY) GENERAL PLAN LAND USE DESIGNATION FOR THE RIVERWALK DEVELOPMENT LOCATED ON THE SOUTH SIDE OF THE FRESNO RIVER

**CHANNEL, BETWEEN THE NORTH A STREET AND NORTH C STREET
ALIGNMENTS**

The introduction of an ordinance was read by title by the City Clerk.

ON MOTION BY COUNCIL MEMBER OLIVER, AND SECONDED BY COUNCIL MEMBER HOLLEY, FURTHER READING WAS WAIVED, AND ITEM C-1, THE INTRODUCTION OF AN ORDINANCE, WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

INTRO. ORD. INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MADERA AMENDING THE OFFICIAL CITY OF MADERA ZONING MAP TO REZONE APPROXIMATELY 2.15 ACRES LOCATED ON THE SOUTH SIDE OF THE FRESNO RIVER CHANNEL BETWEEN THE NORTH A STREET AND NORTH C STREET ALIGNMENTS FROM THE R3 (RESIDENTIAL) TO THE PD-6000 (PLANNED DEVELOPMENT) ZONE DISTRICT

D. WRITTEN COMMUNICATIONS

D-1 Consideration of a Resolution Approving a Request from Madera County Clerk - Recorder and Registrar of Voters for Waiver of Rental Fees for a City Facility to be Used as a Polling Place for the 2017 Madera County Special Election

Director of Parks and Community Services Mary Anne Seay stated that as is customary, in advance of an election, the City received a letter from the County Recorder and Registrars Voters Office requesting the use of one of the City's facilities for voting for a special election on March 7th. She added that the County is requesting to not be charged a fee. Ms. Seay commented that they are careful not to use the word fee waiver; they would absorb the cost into the General Fund. They anticipate that the hard costs would be less than \$100 for a staff person to open the facility. She added that the opportunity lost is negligible as they would rarely rent the facility for an entire day on a Tuesday. Ms. Seay offered to answer any questions.

Mayor Medellin asked if there are any questions for Ms. Seay. No questions were asked and Mayor Medellin announced he would take direction from his colleagues.

ON MOTION BY COUNCIL MEMBER HOLLEY, AND SECONDED BY COUNCIL MEMBER OLIVER, ITEM D-1, RES. NO. 17-22 WAS ADOPTED UNANIMOUSLY BY A VOTE OF 6-0. ABSENT: COUNCIL MEMBER RIGBY.

RES. NO. 17-22 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MADERA, CALIFORNIA APPROVING A REQUEST FROM MADERA COUNTY CLERK - RECORDER AND REGISTRAR OF VOTERS FOR WAIVER OF RENTAL FEES FOR A CITY FACILITY TO BE USED AS A POLLING PLACE FOR THE 2017 SPECIAL ELECTION

E. ADMINISTRATIVE REPORTS

There are no items for this section.

F. COUNCIL REPORTS

Council Member Robinson reported that on the 18th he attended the League of Cities Policy Committee in Sacramento. They voted on strategic goals. Top issues were affordability of housing, supply; the homeless crisis short term; supporting housing like group homes; economic development which consists of the Brownfield and Land Revitalization. He advised that the speaker was Michelle Stephen with the Center for Creative Land Recycling. He noted that Ms. Stephen will help them in economic development. He commented that tax increments are used to educate the people and they have tools to help them meet their

goals. They help by educating and offering technical assistance to communities. Of the Brownfield they need any used property to be developed; it doesn't have to be dilapidated. He noted that they talked about removing the stigma, due diligence, environmental site assessment and it goes on and on. He mentioned at the meeting that the more short term housing or low income housing they build, the more people that will come in to the state to use it. He said they might solve the short term but long term will be even more people.

Council Member Robinson reported that he attended the Madera Art at the Madera South High School campus.

Council Member Robinson reported that he attended a meeting for the Black Dignitary Network at the African American Museum along with Council Member Holley.

Mayor Pro Tem Foley Gallegos commented that not everyone may notice but Mid Valley Disposal picked up the day after Christmas. They also picked up the day after New Year's and she also saw a regular size pickup sawing their Christmas trees to get put in the greens to also get picked up. She gave kudos out to Mid Valley for doing that for City residents. Mayor Pro Tem Foley Gallegos stated she got a lot of calls, a couple of emails, and people on the street saying...wow we have garbage pickup after those major holidays. She was very pleased to hear and the community was very excited about that.

Mayor Pro Tem Foley Gallegos reported that she toured the Madera County Animal Shelter with DJ Becker. She mentioned that it was very eye opening and very interesting. She encouraged her colleagues, if they haven't been out there, that it is something they need to probably look at as a Council and maybe discuss some of the issues that are happening. She added that even though it is the County facility, a lot of their City residents do take animals out to that shelter.

Council Member Holley stated he was just thinking about all of the good things they do every day as Council men and women. He reported that he had a chance to attend the intercultural activity last Thursday at the fairgrounds.

Council Member Holley reported that Rose Elementary School will be pulling in over 700 students from three different schools. He added that will be a great asset that that school is in the area. He noted that a lot of families will probably be knocking at somebody's door probably...how come they are doing this to us. He stated it is a great outreach. He thinks it is making a great difference in their community. He added that some people don't like change but that is one great change that he is honored to be a part of.

Council Member Rodriguez stated he wanted to take this opportunity to recognize Mr. Daniel Varela, present this evening, for accepting the position to the Transit Advisory Committee. He thanked him for taking his time and his civic duty to be part of this.

Council Member Rodriguez reported that he attended the League of Cities and as Councilman Robinson mentioned, there was a lot learned. He added that obviously it was a good thing for them as new council members and definitely work with their fellow colleagues, their City Manager, and their City Attorney. He noted that was a great thing and he wanted to thank the City for sending them out there.

Council Member Rodriguez reported that they attended the swearing in of officers. He thanked Chief Frazier and Commander Lawson. He acknowledged that they put on a good thing for these new officers and some promotions. He really wanted to thank those officers and wished them to stay safe out there. He stated that it definitely is a good thing for those people to have their friends and family to recognize them there. He thanked the Chief for inviting them.

Council Member Rodriguez reported that he attended a wheelchair tournament at Parks and Rec. They provided the facilities at the John Wells Center. He stated that it was incredible to see those athletes go out there and go at it. One of the things that he left with is that a gentleman from the City of Clovis recognized the City's facility. They tend to talk about how they compare themselves to Clovis but yet, the

remarks that he made about the City's facility left him wow...that's great that we are doing great things...and that facility is one of those improvements that the City has. They can look elsewhere and say...this is what we need...because that is exactly what they said...this is the type of facility that we need. He thanked Ms. Seay and stated his appreciation for the invitation.

Council Member Rodriguez reported that he also attended the Art's Council deal. He saw many faces out there and it was good because this is something really good for their community. He noted that there was a lot of input. Mr. Doud (Madera Tribune) was there as well taking a lot of photos and interviews. Council Member Rodriguez added that for the most part, it is a community coming together to bring together the necessities that this City needs as far as civic centers and downtown. He thought that was a great way of getting out there and having the community put their input there.

Council Member Rodriguez reported that on his drive home, he was able to witness a water fountain that sprung up on Mainberry. He thanked Public Works for taking care of that. He noted that he along with Mayor Pro Tem Foley Gallegos and the Mayor were able to witness that. He stated his appreciation.

Council Member Oliver reported that he had the opportunity to head up to Sacramento for one of the League of Cities Policy Committees. He sits on the Transportation Communications and Public Works Policy Committee. They gather quarterly throughout the state to evaluate and look over pending legislation in Sacramento and provide direction, feedback and vote on whether or not to support that legislation on behalf of the League of Cities. They were able to receive a very in depth and thorough update as far as the pending transportation funding packages that are in Sacramento. He added that they prefaced that discussion by providing an update on the Local Streets and Roads Needs Assessment that the League of Cities helped commence. They looked at many different factors in evaluating the conditions of their transportation infrastructure in roads and paving. They applied a Pavement Condition Index. They looked at four different areas: excellent, good, at-risk, poor condition. He advised that Madera County was only one of two counties from 2008-2016 that was ranked as poor condition so that was definitely eye opening.

Council Member Oliver referred to the discussion from the legislative consultants on where the legislation is. They provided some of the outlines as far as Senator Beall and Assembly Member Frazier and what they proposed to the legislature. He stated that basically these are \$6 billion transportation funding packages that would include some reforms as well as separating the California Transportation Commission away from Caltrans and providing them a little more independence and authority; as well as including an office of Transportation Inspector General to provide some more oversight over Caltrans projects among other road and transportation infrastructure projects like high speed rail. He advised that they looked at the anticipated budget shortfalls that they are going to experience in California regarding transportation. They estimate about \$70 billion over a 10 year period of time. He stated that although this is a \$6 billion package, \$3.2 billion would be outlined to go towards state highways and local communities including cities and counties split evenly. He added that there are many different ways to garner that revenue including additional registration fees on electric vehicles, an increase in the registration fee among all vehicles as well as looking at the gasoline tax structure.

Council Member Oliver added that as they all know, and he knows former Mayor Poythress sat on, the Road Charge Pilot Committee looked at where those fees were going and how they are going to come up with innovative ways to meet that gap. He noted that there are going to be some significant shortfalls especially with more hybrids on the road and much more higher efficient vehicles. He stated that it was a really eye opening experience. He added that it sounds like there is a lot of momentum to move a legislative package forward to the Governor. He noted that it sounds like there is a lot of coordination between the Senate and the Assembly on those two bills and now with the Senate having a two-thirds majority on the Democratic side, their consultants were optimistic that they might see legislation hit the Governor's desk. Council Member Oliver stated he would probably encourage staff to watch this and to engage on this. He knows at the League of Cities they have supported transportation funding legislation. He added that obviously, if they were to come up with something, they are going to have to come to conference committee and work out the differences. He thinks it would be worth maybe looking at bringing back a letter of support

just to support the conversation to support looking at new revenues that would ultimately benefit cities and counties such as Madera but also provide local control. He stated that was very eye opening and beneficial.

Council Member Oliver stated that in a couple of weeks he will be turning 30 years of age, the big 30. He will be doing something special in memory of his late Uncle Larry Copland. Five years ago, his uncle was in need of a bone marrow transplant. He had battled Non-Hodgkin Lymphoma for nearly two decades and required a transplant. During that time he and his family learned about the process and the importance to get on the bone marrow registry. Luckily for his uncle, Council Member Oliver's mother was a match for him and he underwent his bone marrow transplant. Unfortunately months later he would succumb to his cancer because of those complications but his bone marrow was Lymphoma free so to speak. For his birthday five years ago with his uncle present, he and his friends hosted a bone marrow registry. He explained that what it entails is swabbing the inside of your cheek, filling out a form and then you are on the national registry. He noted that the chances of being selected and being a match are one in 43,000. He stated that it is like finding their genetic twin but it is lifesaving. He noted that the fact of the matter is that 70% of people who are battling blood cancer like Leukemia, like Lymphoma, require a match outside of a family member.

Council Member Oliver stated that on Sunday, February 12th, he will be doing a little birthday celebration at the Daily Grill from 11:00 a.m. to 4:00 p.m. He commented that if anybody would like to come out, he would encourage them to do so. At minimum, he would encourage them to consider joining the bone marrow registry. He will have the kits on him so he can come to City Hall, help people sign up. He stated that the other question he is asked all the time, apologizing for being long winded, is if it is painful or not because it sounds terribly painful because they are extracting bone marrow but, the fact is that it is not. He commented that 85% of the bone marrow transplants are done through the peripheral blood stem cell method which just includes connecting to a machine like you are drawing blood. They pull the cells that are needed and they recycle it back into you. He noted that his mother has the biggest phobia of the sight of blood. She happened to be his match and she said she would do it over again in a heartbeat. He stated it is a really incredible opportunity to be a match for someone. He added that his uncle's daughter who signed up five years ago happened to be a match for another stranger a year later. He hopes they will consider it and he would be happy to share information on that and happy to sign them up.

Mayor Medellin stated that is a great cause. He commented that he will definitely be there and especially if it is painless. He commented on Council Member Oliver's age 30 years old and stated that he thinks Mr. Tooley's golf clubs are older than that.

Mayor Medellin referred to his comment to Council Member Rodriguez and stated that he meant what he said, that it really is a good time to be a Maderan. He wants to take a minute to thank his colleagues for their engagement attending things like the wheelchair tournament and the swearing in of their Police Department. He thinks five of their seven were able to make it to the Art's Council. He mentioned neighborhood watch noting that Councilman Holley was there telling third graders why they shouldn't have graffiti and things like that. He stated that it is more than just a few meetings a month and the engagement that his colleagues have and the involvement shows how much they care and how much they want to make things better in the community. He thanked them once again for their involvement and encouraged them to continue that passion for serving their community.

Mayor Medellin stated they received an email from the City Clerk about Relay for Life. He noted that it is coming up soon and the City Clerk will be sending them some more emails on getting involved and raising some money for the American Cancer Society.

City Clerk Sonia Alvarez agreed and added that they will receive lots of emails from her between now and May.

Mayor Medellin asked if they know the event theme yet.

Ms. Alvarez replied that it is a carnival theme but advised the City might do a little twist on that.

Council Member Holley stated that the Big Brothers Big Sisters is holding a Red, White and Bowl event in April. He noted that if they would like to get a team, they can see him for form to fill out. They can also sponsor a gift for a raffle. He would invite them to do so. He stated that the flyers are going out. It is going to be held at the bowling alley in Madera. He advised that it is five people on a team and added that it would be good to come out for a day and see how kids really enjoy bowling and who their Bigs and sponsors are. He also wanted to thank those City officials who joined him in wanting to be a Big. When they do something like that, it really helps the kids along the line. Right now he has 20 kids that he mentors every week. He encouraged them to try to do that and go to work. This is something they can all partner in with the Big Brothers and Big Sisters.

Council Member Robinson stated that he along with Mayor Medellin attended the Men's Breakfast at the Westside Church. Chief Steve Frazier was the speaker and he gave a life changing testimony.

Mayor Medellin agreed that it was very inspiring and it was a great speech.

G. CLOSED SESSION

There are no items for this section

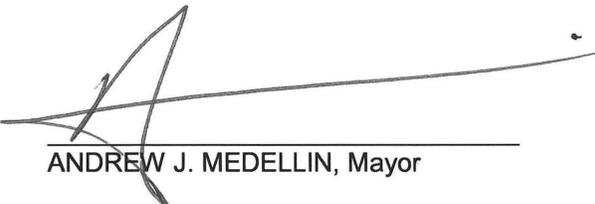
ADJOURNMENT

The meeting was adjourned by Mayor Medellin at 6:52 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

