



## MINUTES

### City Council Meeting

Council Chambers, Chowchilla City Hall  
130 S. Second Street, Chowchilla, CA 93610

**Tuesday, April 13, 2021**

Closed Session: 6:00 p.m. - Open Session: 7:00 p.m.

#### **CALL TO ORDER/ROLL CALL: 6:02 p.m.**

Mayor/Chair: Diana Palmer

Mayor Pro Tem/Vice Chair: Ray Barragan

Council/Board: Waseem Ahmed, John Chavez, Kelly Smith

**City staff and contract employees present:** City Administrator Rod Pruet, City Attorney Mary Lerner, Police Chief David A. Riviere, Jr., Fire Chief Fred Gaumnitz, Community & Economic Development Director Mark Hamilton, Public Works Director Jason Rogers, Recreation Manager Stacy Wisener, IT System Administrator Carlos Berrocal, City Clerk Joann McClendon

#### **CONSIDERATION OF APPROVAL OF AGENDA**

Additions and/or Deletions:

**Motion by Mayor Pro Tem Barragan, Seconded by Council Member Smith to approve the agenda as presented. Motion passed unanimously by roll call vote.**

#### **PUBLIC ADDRESS – CLOSED SESSION**

None.

#### **CLOSED SESSION – 6:03 PM**

- 1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** – Significant Exposure to Litigation Pursuant to Paragraph (2) or (3) of Subdivision (d) of Section 54956.9  
Potential cases: 2
- 2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Initiation of Litigation 54956.9** – Pursuant to Government Code Section 54956.9 Paragraph (4) Subdivision (d) (deciding whether to initiate litigation)  
Number of Cases: 2

#### **OPEN SESSION – 7:07 PM**

#### **PLEDGE OF ALLEGIANCE**

**INVOCATION:** Wayne Morris, Principal, Crossroads Christian School

**CLOSED SESSION REPORT:** No reportable action.

#### **PRESENTATIONS/WORKSHOP - Section 1**

**1.1 Proclamations:**

- **National Crime Victim's Rights Week, April 18-24**

**PUBLIC ADDRESS**

None.

**COUNCIL AND STAFF VERBAL REPORTS – Section 2****2.1 COUNCIL VERBAL REPORTS**

Legislative, Collaborative Agency, Ad Hoc

Council Member Chavez attended a Community Action Partnership-Madera County meeting.

Council Member Ahmed: Easter Drive Through event; and the Madera County food drive event.

Council Member Smith also helped at the food drive.

Mayor Palmer attended the Easter Drive Through event; Madera County food drive; spoke with Adopt-A-Highway program coordinator to get additional information to see about getting something going along Highway 99 and State Route 233. She also reported that, after many calls and conversations, the Annual Spring Deep Pit BBQ fundraiser is on this year as a drive through on May 15.

**2.2 STAFF VERBAL REPORTS**

City Administrator Pruett attended and/or met with the following: Measure N Oversight Committee meeting to go over mid-year budget; two development review meetings regarding Rancho Calera Tentative Map and a tire shredding business; High Speed Rail meetings every Tuesday; spoke with the Mullis team (Project Sunset) looking for additional analysis of utilizing automated equipment, which would put the CEQA on hold for 2 weeks; a meeting with JCI for final invoicing, Notice of Completion will be on a future Council agenda; attended a Caltrans quarterly meeting; he also assisted with the Madera County food drive; reported that finance staff is working on the 2021-22 fiscal year budget; meeting with potential buyer of commercial property in industrial area.

City Clerk McClendon reminded council to look out for an email from ERMANet for the biennial AB1234 Ethics training and anti-sexual harassment training. The City Clerk also participated in the Madera County Food Bank give away.

Fire Chief Gaumnitz swore in a new Volunteer Firefighter, cooked at the VFW breakfast fundraiser; hired a new part time Administrative Analyst who is working on grants.

Public Works Director Rogers reported that JCI has completed their remaining closeout tasks related to the Water Improvements Project and Fairmead Sewer Consolidation Study, as a result, he will be bringing back an item at our next council meeting to officially close this project out.

Staff has completed the Final Draft Sewer System Master Plan (SSMP), which is a document required by the State to deal with Sewer System Overflows. he will be bringing this to Council for public hearing and acceptance.

Director Rogers gave an update on the Police Department fence – the Geotechnical Engineering has been completed but ran into a snag with the architect sub-consultant as they informed us that

**with the Notice of Exemption with the Condition as Set Forth in this Resolution (Hamilton)**

Mayor Palmer opened the public hearing at 7:51 p.m.

No one came forward for or against the item. Mayor Palmer closed the public hearing at 7:51 p.m.

**Motion by Council Member Smith, seconded by Mayor Pro Tem Barragan to Approve City Council Resolution # 31-21, Adopting Tentative Subdivision Map 20-0020 to Allow for a 28-Lot Subdivision Along with the Notice of Exemption with the Condition as Set Forth in this Resolution. Motion passed unanimously by roll call vote.**

**4.2 Consideration of a Public Hearing and Adoption of a City Council Resolution Authorizing the Submittal of the 2021 Community Development Block Grant (CDBG) Application to the Department of Housing and Community Development (HCD) in an Amount of \$500,000 for Qualifying Economic Development Loan Program Activities and Authorizing the City Administrator or Designee to Execute all Related Documents Thereto (Hamilton)**

Mayor Palmer opened the public hearing at 7:58 p.m.

No one came forward for or against the item. Mayor Palmer closed the public hearing at 7:58 p.m.

**Motion by Council Member Smith, seconded by Mayor Palmer to Approve City Council Resolution # 32-21, Authorizing the Submittal of the 2021 Community Development Block Grant (CDBG) Application to the Department of Housing and Community Development (HCD) in an Amount of \$500,000 for Qualifying Economic Development Loan Program Activities and Authorizing the City Administrator or Designee to Execute all Related Documents Thereto. Motion passed unanimously by roll call vote.**

**DEFERRED BUSINESS – Section 5**

**NEW BUSINESS – Section 6**

**6.1 Presentation of the City’s Fiscal Year 2019-2020 Financial Statement Audit (Pruett)**

**6.2 Discussion of the City of Chowchilla’s Old Library and Request for Direction Regarding Future Use of the Facility (Rogers)**

Council directed staff to bring back the item to another meeting, inviting all interested parties including the Chowchilla Historical Society, to participate, with additional recommendation of what can be done with the property at which time a final determination will be made.

**6.3 Discussion and/or Direction Regarding the American Rescue Plan Act Funding (Pruett)**

**6.4 Consideration and Adoption of a City Council Resolution Authorizing the City Administrator, or Designee, to Enter into a Reimbursement Agreement for up to \$532,105 with the County of Madera, California for Rehabilitation of Road 16 From Avenue 24 to Avenue 25 and Amending the Fiscal Year 2020-2021 Budget (Rogers)**

they have overcommitted themselves and are not able to work on this project until sometime this summer. As a result, we are letting them go and reaching out to other architect firms to minimize any delays.

The Director also attended the Madera County Food Bank Food Drive, which was well attended and he was glad he was able to participate.

And finally, just a reminder that our Annual Curbside Cleanup Event will start on Monday. Please do not place any material out more than 48 Hours before your scheduled collection and the collection map can be found on the City website's front page. He thanked Recreation Manager Wisener's assistance with getting the word out.

Community & Economic Development Director Hamilton attended similar meetings with the City Administrator and Director of Public Works. He reported that grant funds are slow to being released, therefore many projects are not moving as quickly as staff would like. He did receive a notice to incur cost for the economic grant program. Joe's Car wash's plan was approved, construction to begin in May. Dominoes should open in a few weeks. In Code Enforcement, Weed Abatement letters went out and many people are responding. Madera County Health Department will be going around the community to ensure that all who serve food have their license to do so.

Recreation Manager Wisener the Easter Drive Through Event was a huge success with 500 goodie bags distributed. She thanks Mayor Palmer and Council Member Ahmed and the Chamber Manager for being there. She also worked the Food Drive. Community outreach, budget comment surveys were conducted in digital format and has been successful. Currently working on Farmers Market, Movies and Music in the Park summer events.

### **CONSENT CALENDAR – Section 3**

- 3.1 Approval of the March 23, 2021 City Council Meeting Minutes (McClendon)**
- 3.2 Consideration and Approval of the March 2021 Check Register (Pruett)**
- 3.3 Consideration and Adoption of a City Council Resolution (#29-21) Authorizing the Federal Funding Under FTA Section 5311 (49 U.S.C. Section 5311) with California Department of Transportation (McClendon)**
- 3.4 Consideration and Approval of a Modification to the Previously Approved Deferred Improvement Agreement Between the City of Chowchilla and Self-Help Enterprises Regarding the Development of a Pro-Rate Portion of the Remaining Subdivision Improvements for Montgomery Farms Subdivision, Phase 1, Tract 05-07 (Hamilton)**
- 3.5 Consideration and Adoption of a City Council Resolution (#30-21) Approving an Application for Funding and the Execution of a Grant Agreement and any Amendments Thereto from the 2020-2021 Funding Year of the State Community Development Block Grant (CDBG) Program (Rogers)**

**Motion by Council Member Ahmed, Seconded by Mayor Pro Tem Barragan to Approve the Consent Calendar as Amended. Motion passed unanimously by roll call vote.**

### **PUBLIC HEARINGS – Section 4**

- 4.1 Consideration of a Public Hearing and Adoption of a City Council Resolution Adopting Tentative Subdivision Map 20-0020 to Allow for a 28-Lot Subdivision Along**

**Motion by Mayor Pro Tem Barragan, Seconded by Mayor Palmer to Approve City Council Resolution # 33-21, Authorizing the City Administrator, or Designee, to Enter into a Reimbursement Agreement for up to \$532,105 with the County of Madera, California for Rehabilitation of Road 16 From Avenue 24 to Avenue 25 and Amending the Fiscal Year 2020-2021 Budget. Motion passed unanimously by roll call vote.**

**6.5 General (Verbal) Update Regarding the State of Emergency and COVID-19; Direction and/or Action (Pruett)**

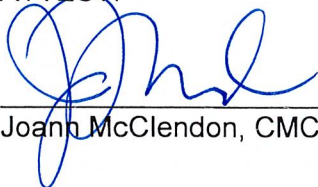
**ANNOUNCEMENTS – Section 7**

APR 19 AIRPORT ADVISORY COMMITTEE MEETING, COUNCIL CHAMBER, 7PM  
APR 19-23 CHOWCHILLA CURBSIDE CLEANUP  
APR 21 PLANNING COMMISSION MEETING, COUNCIL CHAMBER, 7PM  
APR 27 CHOWCHILLA CITY COUNCIL MEETING, COUNCIL CHAMBER, 7PM

**ADJOURNMENT**

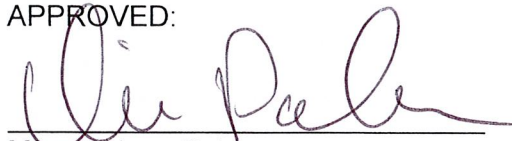
The April 13, 2021 City Council Meeting adjourned at 9:27 p.m.

ATTEST:



Joann McClendon, CMC, City Clerk

APPROVED:



Mayor Diana Palmer