

BOARD OF SUPERVISORS
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MEMBERS OF THE BOARD
JORDAN WAMHOF
DAVID RODGERS
ROBERT L. POYTHRESS
LETICIA GONZALEZ
ROBERT MACAULAY

Karen Scrivner, Chief Clerk of the Board

ANY INDIVIDUAL WITH A DISABILITY MAY REQUEST SPECIAL ASSISTANCE BY CONTACTING THE CHIEF CLERK TO THE BOARD OF SUPERVISORS

AGENDA
for Special Meeting of the
Madera County Board of Supervisors
Tuesday, January 24, 2023

MEETING LOCATION
Madera County Government Center
200 W. 4th Street, Madera CA 93637
Board of Supervisors Chambers

OR ZOOM
<https://us06web.zoom.us/j/86881122630>
Meeting ID: 868 8112 2630

9:00 A.M. – Closed Session
10:00 A.M. – Public Session
10:30 A.M. – Public Hearings/Groundwater Sustainability Agencies

Meetings of the Board of Supervisors shall convene in the Board of Supervisors Chambers, Madera County Government Center, 200 West 4th Street, Madera, California. The Board of Supervisors meets simultaneously as the Board of Supervisors, the Board of Directors of all Dependent Special Districts governed by the Board, the Board of Directors of County Groundwater Sustainability Agencies, the County Public Financing Authority, the Flood Control and Water Conservation Agency, and the Governing Body of each and every other public entity for which the Board of Supervisors serves as the Governing Body.

Supporting documents relating to the items on this agenda that are not listed as 'Closed Session' are available through the County of Madera website at www.maderacounty.com. These documents are also available at the Office of the Clerk of the Board of Supervisors, 200 West 4th Street, 4th Floor, Madera, CA 93637. Supporting documents relating to the items on this agenda that are not listed as 'Closed Session' may be submitted after the posting of the agenda and are available at the Office of the Clerk of the Board of Supervisors. Please visit the Office of the Clerk of the Board of Supervisors for updates.



9:00 A.M.

CALL TO ORDER

1. **ADDITIONS TO THE AGENDA:** Items identified after the preparation of the agenda for which there is a need to take immediate action. Two-thirds vote required for consideration. (Government Code Section 54954.2(b)(2)).

THE FOLLOWING ITEMS WILL BE DISCUSSED ON A NONAPPOINTMENT BASIS, NOT NECESSARILY IN THE ORDER LISTED

2. **CLOSED SESSION:**

- 2.a. **9177: Request for Closed Session:**

Government Code Section 54957.6

CONFERENCE WITH LABOR NEGOTIATORS

Agency designated representatives: Roman Noriega, Human Resources Director; Joel Bugay, Deputy County Administrative Officer-Finance; and Susan Carter, Human Resources Manager

Employee Organization: ALL UNITS

Unrepresented Employees: All Classifications (Excluding Elected Officials)

- 2.b. **9187: Request for Closed Session:**

Government Code Section 54956.9 (d)(1)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Name of Case: Madera Irrigation District vs. County of Madera (Madera County Superior Court Case Numer MCV087598).

- 2.c. **9198: Request for Closed Session:**

Government Code Section 54956.9 (d)(1)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Name of Case: Madera Irrigation District and Madera Irrigation District Groundwater Sustainability Agency vs. Madera County Groundwater Sustainability Agency, Madera County Board of Supervisors, and County of Madera

(Madera County Superior Court Case Number MCV086277)

- 2.d. **Report by County Counsel on Closed Session items.**

10:00 A.M.

OPEN AND CLOSE MEETING IN MEMORY OF:

3. INVOCATION AND PLEDGE OF ALLEGIANCE

- 4. PUBLIC COMMENT:** The first 15 minutes of each regular session are set aside for members of the public to address the Board on any matter under the jurisdiction of the Board, but not appearing on the agenda. The Board will not take action on any items presented under public comment. Speakers are limited to 3 minutes. Anyone addressing the Board is asked to print their name clearly on the "Speaker" sheet at the podium and state their name and county of residence for the record.

ALL MATTERS LISTED UNDER CONSENT CALENDAR ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION

5. CONSENT CALENDAR

A. 9152: BEHAVIORAL HEALTH SERVICES DEPARTMENT

Consideration to authorize the submittal of a grant application, and if funded, acceptance of the award for the Behavioral Health Continuum Infrastructure Program (BHCIP) Round 5: Crisis and Behavioral Health Continuum Grant and to authorize the County Administrative Officer, or their designee to submit the application and sign all application award/agreement and related documents.

B. 9158: BEHAVIORAL HEALTH SERVICES DEPARTMENT

Consideration of entering into an Amendment to MCC No. 12270-22 with Zaks Security One amending compensation and costs to add security patrol services to the Oakhurst Counseling Center to ensure for staff and client safety at this site for Fiscal Year 2022-2023 and authorize the Chairman to sign.

C. 9188: BOARD OF SUPERVISORS DEPARTMENT

Consideration to reaffirm Resolution No. 2015-101 declaring a Local Emergency due to the tree mortality disaster that exists in the County and throughout the State.

D. 9189: BOARD OF SUPERVISORS DEPARTMENT

Consideration to reaffirm Resolution No. 2020-032 ratifying and extending the declaration of a Local Emergency and Local Health Emergency (COVID-19).

E. 9173: COUNTY ADMINISTRATION DEPARTMENT

Consideration of entering into an Agreement with Coarsegold Resource Conservation District in relation to work to be carried out under the 2022 County Coordinator Grant Program from the California Fire Safe Council for a term ending February 29, 2024 and authorize the Chairman to sign.

- F. 9197: COUNTY ADMINISTRATION DEPARTMENT**
Consideration to reaffirm Resolution No. 2023-004 of the Board of Supervisors of Madera County ratifying and extending the Declaration of a Local Emergency (Closure of Madera Community Hospital).
- G. 9160: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION**
Consideration of approval of Receipt of Unanticipated Revenue No. 22-093 in the amount of \$100,000.00 derived from Central Garage/ Fleet ISF - Other-Government Agencies to Central Garage Gasoline and Special Department Expenses for Fiscal Year 2022-2023. **4 Votes Required**
- H. 9168: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION**
Law Library relocation.
1. Consideration of approval of Receipt of Unanticipated Revenue No. 22-088 in the amount of \$70,000.00 derived from the Law Library-fund balance to Operating transfers out - Capital Project for Fiscal Year 2022-2023. **4 Votes Required**
 2. Consideration of approval of Receipt of Unanticipated Revenue No. 22-089 in the amount of \$70,000.00 derived from Law Library-Operating transfers in to Buildings and Improvements for Fiscal Year 2022-2023. **4 Votes Required**
- I. 9174: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION**
Consideration of approval of new fleet service rates for all County departments. These new rates are not being imposed or collected from the public.
- J. 9190: COUNTY COUNSEL DEPARTMENT**
Consideration to reaffirm Resolution No. 2021-130 recognizing and determining meeting risks under the Covid-19 proclaimed State of Emergency pursuant to Assembly Bill 361 related to statutory Brown Act exemptions.
- K. 9157: FIRE DEPARTMENT**
Consideration to adopt a Resolution authorizing the grant application and Grant Agreement No. 5GG21148 for the California Climate Investments Fire Prevention Grant program and authorize the Fire Department Chief, Assistant Chief, or their designee to sign the agreement and all related documentation.

- L. 9165: HUMAN RESOURCES DEPARTMENT**
Consideration to adopt a Resolution extending Resolution No. 2022-107 setting maximum pay allowance for County employees on temporary Military Leave of Absence (Military and Veterans Code 395.03).
- M. 9167: HUMAN RESOURCES DEPARTMENT**
Consideration to adopt a Resolution making findings and determinations concerning the application for Industrial Disability Retirement for Bryan Cutler.
- N. 9161: LIBRARY DEPARTMENT**
Consideration and approval of Madera County Library's application for the California State Library's Inspiration Grant Award in the amount of \$1,294.00 for the STEM Discovery Project for Fiscal Year 2022-2023 and authorize the Library Director to sign.
- O. 9162: LIBRARY DEPARTMENT**
Consideration and approval of Madera County Library's application for the California State Library's Inspiration Grant Award in the amount of \$13,200.00 for Equitable Summer Programming for Fiscal Year 2022-2023 and authorize the Library Director to sign.
- P. 9178: PROBATION DEPARTMENT**
Consideration of entering into an Amendment to MCC No. 11662B-22 with Jail Education Solutions, Inc. amending the fee schedule for the Juvenile Detention Facility to reflect the one-time installation fee of \$2,195.88 and annual increase of \$4,000.00 due to the installation of wireless access points and authorize the Chairman to sign.
- Q. 9164: PUBLIC HEALTH DEPARTMENT**
Federal Advance Payments.
1. Consideration of approval of Receipt of Unanticipated Revenue No. 22-083 in the amount of \$369,068.00 derived from Federal Advance Payments - Operating Transfer In to Operating Transfer Out for Fiscal Year 2022-2023. **4 Votes Required**
 2. Consideration of approval of Receipt of Unanticipated Revenue No. 22-084 in the amount of \$369,068.00 derived from Health Administration - Operating Transfer In to Transfer Out for Fiscal Year 2022-2023. **4 Votes Required**
- R. 9171: PUBLIC HEALTH DEPARTMENT**
Consideration of entering into an Agreement with the California Department of Public Health for the California Pathways into Public Health (Cal-PPH) Initiative to assist and provide support in carrying out public health activities for Fiscal Years 2023-2025 and authorize the Chairman to sign.

- S. **9191: PUBLIC HEALTH DEPARTMENT**
Consideration to reaffirm Resolution 2020-123 declaring a Local Health Emergency (Creek Fire) by the County Health Officer.
- T. **9192: PUBLIC HEALTH DEPARTMENT**
Consideration to reaffirm the Declaration of a Local Health Emergency (Fork Fire) by the County Health Officer.
- U. **9206: PUBLIC WORKS DEPARTMENT/ENGINEERING SERVICES DIVISION**
Consideration to adopt a Resolution delegating authority to the Chief of Development Services or his Designee to enter into emergency public works contracts without competitive bidding pursuant to Public Contract Code Section 22050(b).
- V. **9193: SHERIFF-CORONER'S OFFICE**
Consideration to reaffirm Resolution No. 2015-087 proclaiming a Local Emergency created by the severe drought conditions that exist in the County and throughout the State.
- W. **9194: SHERIFF-CORONER'S OFFICE**
Consideration to reaffirm Resolution No. 2020-123 ratifying and extending the declaration of a Local Emergency for the Creek Fire.
- X. **9195: SHERIFF-CORONER'S OFFICE**
Consideration to reaffirm Resolution No. 2021-015 ratifying and extending the declaration of a Local Emergency (winter storm events).
- Y. **9196: SHERIFF-CORONER'S OFFICE**
Consideration to reaffirm Resolution No. 2022-137 of the Board of Supervisors of Madera County ratifying and extending the Declaration of a Local Emergency (Fork Fire).
- Z. **9159: SOCIAL SERVICES DEPARTMENT**
Consideration of entering into an Amendment to MCC No. 11519-19 with the California Department of Health Care Services to extend the term of the agreement to March 1, 2024 to ensure protocols and practices to protect data of Medi-Cal applicants and recipients personally identifiable information and authorize the Department Head to sign.
- AA. **9154: BOARD OF DIRECTORS SPECIAL DISTRICT/COUNTY SERVICE AREA NO. 3, PARKSDALE/PUBLIC WORKS DEPARTMENT/ENGINEERING SERVICES DIVISION**
Consideration to adopt a Resolution to accept work and authorize filing a Notice of Completion for MCC No. 12013-21 with Madera Pumps, Inc.

6. DISCUSSION ITEMS:

6.a. **9166: BOARD OF SUPERVISORS DEPARTMENT**

Presentation of a Certificate of Recognition to Brian Glover for his hard work and dedication as the Madera County Acting Assessor for 2022.

10:30 A.M.

7. GROUNDWATER SUSTAINABILITY AGENCIES:

7.a. **9163: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCIES/WATER & NATURAL RESOURCES DEPARTMENT**

Resolutions Amending Penalties

1. Discussion and consideration to adopt a Resolution amending Resolution No. 2022-143 establishing the authority for the imposition of higher penalties on those who extract groundwater in excess of an allocation in the Chowchilla Subbasin.
2. Discussion and consideration to adopt a Resolution amending Resolution No. 2022-144 establishing the authority for the imposition of higher penalties on those who extract groundwater in excess of an allocation in the Delta-Mendota Subbasin.
3. Discussion and consideration to adopt a Resolution amending Resolution No. 2022-145 establishing the authority for the imposition of higher penalties on those who extract groundwater in excess of an allocation in the Madera Subbasin.

7.b. **9172: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCIES/WATER & NATURAL RESOURCES DEPARTMENT**

Discussion and consideration to adopt a Resolution adopting a policy for Goundwater Recharge Credit to be applied to Groundwater allocations for the Chowchilla, Delta-Mendota and Madera Subbasins.

8. PUBLIC HEARINGS:

8.a. **9155: PUBLIC WORKS DEPARTMENT/ADMINISTRATION SERVICES DIVISION**

Community Facilities District No. 2022-1.

1. Discussion and consideration to adopt a Resolution establishing a Community Facilities District, designate improvement areas, authorize the levy of special tax therein, calling an election for each improvement area, and approving and authorizing certain actions related thereto.
2. Discussion and consideration to request that the Chief Clerk of the Board announce the election results.

3. Discussion and consideration to adopt a Resolution certifying election results for Improvement Area No. 1 and Improvement Area No. 2 of County of Madera Community Facilities District No. 2022-1 (Gunner Ranch Public Services).
4. **Introduction** of an Ordinance levying the special taxes within CFD 2022-1 (Gunner Ranch Public Services) Improvement Area No. 1 and No. 2; **Waive the reading set the second reading for February 7, 2023.**

8.b. **9156: PUBLIC WORKS DEPARTMENT/ADMINISTRATION SERVICES DIVISION**

Community Facilities District No. 2022-2.

1. Discussion and consideration to adopt a Resolution to establish a Community Facilities District, designate improvement areas, authorize the levy of special taxes therein, calling an election for each improvement area, and approving and authorizing certain actions related thereto.
2. Discussion and consideration to request that the Chief Clerk of the Board announce the election results.
3. Discussion and consideration to adopt a Resolution certifying election results for Improvement Area No. 1 and Improvement Area No. 2 of County of Madera Community Facilities District NO. 2022-2 (Gunner Ranch Public Facilities one-time special taxes).
4. **Introduction** of an Ordinance levying the special taxes within CFD 2022-2 (Gunner Ranch Public Facilities One-Time Special Taxes) Improvement Area 1 and 2; **Waive the reading set the second reading for February 7, 2023.**

9. PENDING LEGISLATION - Discuss, Support or Oppose Legislation Presented by Supervisors and/or Staff

10. SUPERVISORS AND STAFF REPORTS

CLOSED SESSION: CONTINUE FROM 9:00 A.M. SESSION

11. ADJOURNMENT

NEXT MEETINGS:

**FEBRUARY 7, 2023, REGULAR MEETING
 FEBRUARY 28, 2023, SPECIAL MEETING
 MARCH 7, 2023, REGULAR MEETING
 MARCH 14, 2023, REGULAR MEETING
 MARCH 21, 2023, REGULAR MEETING**