

BOARD OF SUPERVISORS
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MEMBERS OF THE BOARD
JORDAN WAMHOFF
DAVID ROGERS
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

REVISED AGENDA
for Regular Meeting of the
Madera County Board of Supervisors
Tuesday, April 18, 2023

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

OR VIA ZOOM
<https://zoom.us/j/83687404626>
Meeting ID: 836 8740 4626

9:00 A.M. – Closed Session
10:00 A.M. – Public Session

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. **9454: 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. **9478: Request for Closed Session:**

Government Code Section 54956.9 (d)(1)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Name of Case: In re: Madera Community Hospital, Debtor in Possession.

(United States Bankruptcy Court, Eastern District of California, Fresno Division; Case
Number 23-10457-A-11)

- 2.c. **9484: 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. **9485: Request for Closed Session:**

Government Code Section 54956.9 (d)(1)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Name of Case: Valley Groundwater Coalition v. County of Madera, et al.
(MCV087677)

- 2.e. **9486: 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 Number MCV087598)

- 2.f. **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. 9441: BEHAVIORAL HEALTH SERVICES DEPARTMENT

Consideration of entering into a Memorandum of Understanding with the County of Fresno in an amount not to exceed \$900,000.00 to coordinate for Madera residents to obtain Crisis Stabilization Center and Crisis Residential Treatment services for a term retroactive to December 29, 2022 for Fiscal Years 2022-2024 and authorize the Chairman to sign.

B. 9444: COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT/PLANNING DIVISION

Final Map for Tract No. 317, Village E1, Riverstone.

1. Consideration to adopt a Resolution approving Final Subdivision Map Tract No. 317 Village E Phase 1, Lennar Homes Riverstone.
2. Consideration of approval to authorize the Chief Clerk of the Board to sign and record Final Subdivision Map Tract No. 317, Village E Phase 1, Lennar Homes Riverstone.
3. Consideration of entering into an Improvement Agreement with KL LHB AIV LLC to defer improvements and authorize the Chairman to sign.
4. Consideration of approval to authorize the Chief Clerk of the Board to sign and record a Covenant and Agreement Regarding Restricting Transfers of Real Property for Final Subdivision Map Tract No. 317, Village E Phase 1, Lennar Homes Riverstone.
5. Consideration to allow for the recording of the Right to Farm Notice for Final Subdivision Map Tract No. 317, Village E1, Riverstone.

**C. 9446: COMMUNITY & ECONOMIC DEVELOPMENT
DEPARTMENT/PLANNING DIVISION**

Final Map for Tract 318, Village E Phase 2, Riverstone

1. Consideration to adopt a Resolution approving Final Subdivision Map Tract No. 318 Village E Phase 2, Lennar Homes Riverstone.
2. Consideration of approval to authorize the Chief Clerk of the Board to sign and record Final Subdivision Map Tract No. 318, Village E Phase 2, Lennar Homes Riverstone.
3. Consideration of entering into an Improvement Agreement with KL LHB AIV LLC to defer improvements and authorize the Chairman to sign.
4. Consideration of approval to authorize the Chief Clerk of the Board to sign and record a Covenant and Agreement Regarding Restricting Transfers of Real Property for Final Subdivision Map Tract No. 318, Village E Phase 2, Lennar Homes Riverstone.
5. Consideration to allow for the recording of the Right to Farm Notice for Final Subdivision Map Tract No. 318, Village E Phase 2, Lennar Homes Riverstone.

**D. 9447: COMMUNITY & ECONOMIC DEVELOPMENT
DEPARTMENT/PLANNING DIVISION**

Final Map for Tract No. 319, Village E Phase 3, Lennar Homes Riverstone.

1. Consideration to adopt a Resolution approving Final Subdivision Map Tract No. 319 Village E Phase 3, Lennar Homes Riverstone.
2. Consideration of approval to authorize the Chief Clerk of the Board to sign and record Final Subdivision Map Tract No. 319, Village E Phase 3, Lennar Homes Riverstone.
3. Consideration of entering into an Improvement Agreement with KL LHB AIV LLC to defer improvements and authorize the Chairman to sign.
4. Consideration of approval to authorize the Chief Clerk of the Board to sign and record a Covenant and Agreement Regarding Restricting Transfers of Real Property for Final Subdivision Map Tract No. 319, Village E Phase 3, Lennar Homes Riverstone.

5. Consideration to allow for the recording of the Right to Farm Notice for Final Subdivision Map Tract No. 319, Village E Phase 3, Lennar Homes Riverstone.

E. 9439: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION

Public Health Playground.

1. Consideration of entering into an Agreement with Ross Recreation Equipment Company, Inc. in the amount of \$119,669.79 for the fabrication, construction and installation of a playground and shade structure project at Madera County Public Health for Fiscal Year 2022-2023 and authorize the Chairman to sign.
2. Consideration of approval of Receipt of Unanticipated Revenue No. 22-162 in the amount of \$145,860.00 derived from Health Administration-State-Health realignment to Operating Transfers out-Capital Project for Fiscal Year 2022-2023. **4 Votes Required**
3. Consideration of approval of Receipt of Unanticipated Revenue No. 22-163 in the amount of \$145,860.00 derived from Public Health Playground - Operating Transfers In to Buildings & Improvements for Fiscal Year 2022-2023. **4 Votes Required**

F. 9435: COUNTY ADMINISTRATION DEPARTMENT/RISK MANAGEMENT

Consideration of approval of Receipt of Unanticipated Revenue No. 22-160 in the amount of \$250,000.00 derived from Self Insurance General Liability - Miscellaneous Reimbursement to Judgments and Damages for Fiscal year 2022-2023. **4 Votes Required**

G. 9438: COUNTY CLERK-RECORDER & ELECTIONS

Consideration to adopt a Resolution regarding California Elections Code section 9170(d): Local initiatives.

H. 9434: LIBRARY DEPARTMENT

Consideration and approval to authorize Madera County Library to apply for the California State Library's Local Competitive Grant for a redesign project of the Library Departments webpage for Fiscal Year 2023-2024 and authorize the Library Director to sign.

I. 9430: PROBATION DEPARTMENT

Consideration of entering into an Agreement with BI Incorporated for electronic monitoring services for an effective date of May 4, 2022 and term ending May 3, 2027 and authorize the Chairman to sign.

J. 9442: PROBATION DEPARTMENT

Consideration of approval of Receipt of Unanticipated Revenue No. 22-165 in the amount of \$91,000.00 derived from the Cal OES PU Grant-ST Grant Revenue to Interfund Expenses for the Fiscal Year 2022-2023. **4 Votes Required**

K. 9445: PROBATION DEPARTMENT

Consideration of approval of Receipt of Unanticipated Revenue No. 22-164 in the amount of \$13,944.00 derived from the Probation Administration - State-Correctional Training SB 924 to SB 924 Training for the Fiscal Year 2022-2023. **4 Votes Required**

L. 9426: PUBLIC HEALTH DEPARTMENT

Public Health Tenant Improvements.

1. Consideration of approval of Receipt of Unanticipated Revenue No. 22-152 in the amount of \$18,455.00 derived from Health Administration - State-Health Realignment to Operating Transfer Out for Fiscal Year 2022-2023. **4 Votes Required**
2. Consideration of approval of Receipt of Unanticipated Revenue No. 22-153 in the amount of \$18,455.00 derived from Public Health Building A - Operating Transfer In to Buildings/Improvements for Fiscal Year 2022-2023. **4 Votes Required**

M. 9428: SHERIFF-CORONER'S OFFICE

Consideration of approval of Transfer of Appropriations No. 22-159 in the amount of \$168,173.00 transfer from Sheriff CalOES 2020-0095 - Equipment, Sheriff CalOES 202-0081- Equipment and Sheriff CalOES 2022-0043 - Special Departmental to Professional Specialized, Special Departmental and Equipment for Fiscal Year 2022-2023.

N. 9431: SOCIAL SERVICES DEPARTMENT

Consideration of entering into an Agreement with Community Action Partnership of Madera County in the amount of \$554,272.00 for the purpose of providing evidence based parenting classes utilizing the "Strengthening Families Program" and "Positive Parenting Program" to qualifying families in Madera County for Fiscal Years 2023-2025 and authorize the Chairman to sign.

O. 9404: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT

Consideration to adopt a Resolution approving the scope for additional revisions and support services for Groundwater Sustainability Plan for the Chowchilla Subbasin.

P. 9407: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT

Consideration of entering into an Agreement with Madera Ag Water Association in an amount not to exceed \$50,000.00 to conduct workshops and partner in outreach and education for the Multibenefit Land Repurposing Program for a term ending December 31, 2023 and authorize the Chairman to sign.

Q. 9452: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT

Consideration of entering into an Agreement with Madera County Farm Bureau in the amount of \$75,000.00 to conduct workshops and partner in outreach and education for the Multibenefit Land Repurposing Program for a term ending December 31, 2023 and authorize the Chairman to sign.

6. DISCUSSION ITEMS:

6.a. 9440: BOARD OF SUPERVISORS DEPARTMENT

Presentation of a Certificate recognizing Ignacio Magos for his 29 years of service to the Courthouse Park Restoration Committee.

6.b. 9469: BOARD OF SUPERVISORS DEPARTMENT

Presentation highlighting the Madera South Boys' Basketball Team's outstanding 2023 season.

6.c. 9449: COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT/PLANNING DIVISION

Discussion and consideration of entering into an Agreement with Placeworks Inc in the amount of \$397,214.00 to engage consultant staffing services for preparation of the Madera High-Speed Rail Station Transit Area Specific Plan entitlements for a term of 24 months and authorize the Chairman to sign.

6.d. 9451: COUNTY ADMINISTRATION DEPARTMENT

Discussion and consideration to adopt a Resolution of support for staff to enter preliminary discussions related to the TradePort California JPA.

6.e. 9453: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION

Discussion and consideration of approval of Receipt of Unanticipated Revenue No. 22-161 in the amount of \$738,560.00 derived from Madera Rescue Mission Triage - Operating transfers in to Buildings and Improvements for Fiscal Year 2022-2023. **4 Votes Required**

6.f. 9403: HUMAN RESOURCES DEPARTMENT

Discussion and consideration to amend the class specification for Emergency Services Technician.

- 6.g. **9379: PUBLIC HEALTH DEPARTMENT**
Second Reading to adopt an Ordinance amending Chapter 9.11 of Title 9 of the Madera County Code relating to Smoking.
- 6.h. **9424: PUBLIC WORKS DEPARTMENT/ENGINEERING SERVICES DIVISION**
Second Reading to adopt an Ordinance amending Sections 10.35.070 and 10.35.080 of Chapter 10.35 of the Madera County Code related to speed limits.
- 6.i. **9450: PUBLIC WORKS DEPARTMENT/ENGINEERING SERVICES DIVISION**
Road 5 ½ Bridge Replacement Project at the Chowchilla River.
1. Discussion and consideration to enter into an Agreement with AGEE in the amount of \$1,518,499.50 for construction of the Road 5-1/2 Bridge Replacement Project at the Chowchilla River and to authorize the Chairman to sign.
 2. Discussion and consideration of approval to authorize the Road Commissioner or his designee to issue Notice to Proceed in accordance with the provisions of the contract.
 3. Discussion and consideration of approval to authorize the Auditor-Controller to issue payments for contingencies up to 10% of the contract award amount per established County policy.
 4. Discussion and consideration of approval to authorize the Road Commissioner or his designee to solely issue and approve Contract Change Orders in accordance with Public Contract Code not to exceed authorized contingencies.
- 6.j. **9448: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT**
Discussion and consideration to adopt a Resolution adopting the grant rules for the Targeted Land Repurposing Program for the Madera Subbasin, and to declare the Resolution exempt from review under the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines sections 15307, 15308, and 15061(b)(3), as well as Executive Order N-7-22 from the Governor of the State of California.

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

- 7.a. **9472: BOARD OF SUPERVISORS DEPARTMENT**
Discussion and consideration to authorize a letter in support of SB 754 as authored by California State Senator Marie Alvarado-Gil relating to communications.

8. SUPERVISORS AND STAFF REPORTS

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

9. ADJOURNMENT

**NEXT MEETINGS: MAY 2, 2023, REGULAR MEETING
 MAY 9, 2023, REGULAR MEETING
 MAY 16, 2023, REGULAR MEETING
 JUNE 6, 2023, REGULAR MEETING
 JUNE 12-16, 2023, SPECIAL MEETING/BUDGET HEARINGS
 JUNE 13, 2023, REGULAR MEETING
 JUNE 20, 2023, REGULAR MEETING**