

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

AGENDA
for Regular Meeting of the
Madera County Board of Supervisors
Tuesday, August 8, 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/88662302741>
Meeting ID: 886.6230.2741

9:00 A.M. – Closed Session
10:00 A.M. – Public Session
10:30 A.M. – Public Hearings

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. **9868: Request for Closed Session:**

Government Code Section 54957.6

CONFERENCE WITH LABOR NEGOTIATORS

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

Employee Organization: ALL UNITS

Unrepresented Employees: All Classifications (Excluding Elected Officials)

- 2.b. **9904: 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.c. **9905: 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.d. **9906: Request for Closed Session:**

Government Code Section 54956.9 (d)(1)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Name of Case: Elizabeth Cardoza; Clay Daulton; David Gill; Landon Gill; Michele Lasgoity; Monica Lasgoity; Rosemary Lasgoity; Jeff Lefors; Mark Peters; Sally Roberts; Candace Khanna; Rakesh Khanna; Taisto Smith; SWD Investments, Inc.; SWD Investments - Fulton Ranch, Inc. vs. The Madera County Groundwater Sustainability Agency (Madera County Superior Court Case Number MCV086218)

- 2.e. **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. APPROVAL OF MINUTES

1. Consideration of approval of the Special Meeting Minutes for July 25, 2023.
2. Consideration of approval of the Regular Meeting Minutes for August 1, 2023.

B. 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.

C. 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).

D. 9872: GRAVELLY FORD WATER DISTRICT

Consideration of approval to re-appoint Diane Kirk, Michael Naito and Paul Stewart to the Gravelly Ford Water District Board of Directors for 4-year terms ending on the first Friday of December 2027.

E. 9783: HUMAN RESOURCES DEPARTMENT

Consideration to adopt a Resolution adopting a Schedule of Position Allocations for County Departments.

F. 9192: PUBLIC HEALTH DEPARTMENT

Consideration to reaffirm the Declaration of a Local Health Emergency (Fork Fire) by the County Health Officer.

G. 9852: PUBLIC WORKS DEPARTMENT/ENGINEERING SERVICES DIVISION

Consideration to adopt a Resolution accepting work and authorizing the filing of the Notice of Completion for MCC No. 11905-21 (21-07-PW) with Wood Bros, Inc. for the Cell 2C Liner Expansion Project at the Fairmead Landfill.

H. 9863: PUBLIC WORKS DEPARTMENT/ADMINISTRATIVE SERVICES DIVISION

Consideration of entering into an Amendment to MCC No. 11390-19 with Tyler Technologies, Inc. to incorporate the updated Payment Fee Schedule and authorize the Chairman to sign.

I. 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.

J. 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).

K. 9401: SHERIFF-CORONER'S OFFICE

Consideration to reaffirm Resolution No. 2023-034 ratifying the Declaration of a Local Emergency (February/March 2023 Winter Storms).

L. 9856: SHERIFF-CORONER'S OFFICE

Consideration of entering into an Agreement with the United States Department of Justice for the Federal Asset Forfeiture Funds held by the Sheriff's Office and authorize the Chairman to sign.

M. 9830: TREASURER/TAX COLLECTOR

Consideration of entering into an Agreement with Emphasys Computer Solutions, Inc. in the amount of \$14,786.65 for investment software services for Fiscal Year 2023-2024 and automatically renewing for up to 4 additional one-year periods and authorize Chairman to sign.

N. 9844: BOARD OF DIRECTORS SPECIAL DISTRICT/MAINTENANCE DISTRICT NO. 10A, MADERA RANCHOS/PUBLIC WORKS DEPARTMENT/ENGINEERING SERVICES DIVISION

MD-10A Water System Improvements Project.

1. Consideration of entering into an Amendment to MCC No. 11173B-22 with Wood Rodgers, Inc. adding the sum of \$201,350.00 for additional professional engineering and construction support services for Maintenance District 10A Madera Ranchos (MD-10A) - Water System Improvements Project and authorize the Chairman to sign.

2. Consideration of approval to authorize the Chief of Development Services or their designee to issue payments for contingencies up to 10% of the agreement amount per established County policy
3. Consideration of approval for the Chief of Development Services or their designee to issue and approve Contract Change Orders in accordance with Contract Code not to exceed authorized contingencies.

O. 9862: BOARD OF DIRECTORS SPECIAL DISTRICT/MAINTENANCE DISTRICT NO. 10A, MADERA RANCHOS/PUBLIC WORKS DEPARTMENT/ADMINISTRATIVE SERVICES DIVISION

Consideration of approval of Transfer of Appropriations No. 22-237 in the amount of \$25,090.00 from Maintenance District 10A - Appropriations for Contingency to Interest on Spec Dist Loan and Interfund Expend - Cost Plan for Fiscal Year 2022-2023. **4 Votes Required**

P. 9865: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT

Consideration of entering into an Amendment to MCC No. 12228-22 with Zanjero Inc. extending the term date to December 31, 2023 and authorize the Chairman to sign.

6. DISCUSSION ITEMS:

6.a. 9864: TREASURER/TAX COLLECTOR DEPARTMENT

Discussion and consideration to adopt a Resolution ordering the Discharge From Accountability for delinquent taxes on unsecured property assessments billed for Fiscal Year 2018-2019.

10:30 A.M.

7. PUBLIC HEARINGS:

7.a. 9861: BOARD OF DIRECTORS SPECIAL DISTRICTS/COUNTY SERVICE AREA 2A/B, BASS LAKE/PUBLIC WORKS DEPARTMENT/ADMINISTRATIVE SERVICE DIVISION

Hearing to adopt a Resolution establishing increased sewer service rates and levying the increased rates within County Service Area No. 2, Bass Lake Zone A and B.

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

9. SUPERVISORS AND STAFF REPORTS

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

10. ADJOURNMENT

**NEXT MEETINGS: AUGUST 15, 2023, REGULAR MEETING
 SEPTEMBER 12, 2023, REGULAR MEETING
 SEPTEMBER 19, 2023, REGULAR MEETING
 SEPTEMBER 26, 2023, SPECIAL MEETING**