

BOARD OF SUPERVISORS
200 W. 4TH STREET, 4TH FLOOR
MADERA, CA 93637
(559) 675-7700 / FAX (559) 673-3302
TDD (559) 675-8970
www.MaderaCounty.com



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, September 12, 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/89145307453>
Meeting ID: 891.4530.7453

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. **9938: 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. **9987: Request for Closed Session:**

Government Code Section 54956.9 (d)(1)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Name of Case: Human Rights Defense Center v. County of Madera et al.
(United States District Court, Eastern District of California, Fresno Division; Case Number 1:23-CV-00332-ADA-HBK)

- 2.c. **10011: 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. **10012: 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.e. **10013: Request for Closed Session:**

Government Code Section 54956.9 (d)(1)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Name of Case: California Sportfishing Protection Alliance v. County of Madera, et al.

County of Merced Superior Court Case Number 22CV-00203

- 2.f. **10014: Request for Closed Session:**
Government Code Section 54957
PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Title of Position: County Public Health Officer

- 2.g. **10015: Request for Closed Session:**
Government Code Section 54957
PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT
Title of Position: Animal Services Director

- 2.h. **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 Regular Meeting Minutes for August 15, 2023.
- 2. Consideration of approval of the Special Meeting Minutes for August 25, 2023.

B. 9947: AUDITOR/CONTROLLER DEPARTMENT

Consideration to adopt a Resolution adopting the Tax Rates for Fiscal Year 2023-2024.

C. 9956: BEHAVIORAL HEALTH SERVICES DEPARTMENT

Consideration of entering into an Agreement with Aegis Treatment Centers, LLC to provide a Narcotic Treatment Program to Madera County residents for Fiscal Year 2023-2024 and authorize the Chairman to sign.

- D. 9957: BEHAVIORAL HEALTH SERVICES DEPARTMENT**
Consideration of entering into an Amendment to MCC No. 11932-21 with Central Star Behavioral Health, Inc., amending the initial term and extending to December 31, 2023, insurance provisions and rate for crisis residential treatment services for Fiscal Years 2020-2024 and authorize the Chairman to sign.
- E. 9959: BEHAVIORAL HEALTH SERVICES DEPARTMENT**
Consideration of entering into an Amendment to MCC No. 11405-19 with JDT Consultants, Inc., amending to incorporate additional terms regarding the scope of work and rates for the provision of Therapeutic Behavioral Services and Intensive Home-Based Mental Health Services for Fiscal Year 2023-2024 and authorize the Chairman to sign.
- F. 9960: BEHAVIORAL HEALTH SERVICES DEPARTMENT**
Consideration of entering into an Agreement with Kings View in the amount not to exceed \$732,323.00 for Mental Health Services Act and Prevention and Early Intervention (PEI) Mental Health WRAP services for Fiscal Year 2023-2024 and authorize the Chairman to sign.
- G. 9961: BEHAVIORAL HEALTH SERVICES DEPARTMENT**
Consideration of entering into an Agreement with the California Department of Health Care Services (DHCS) for the Behavioral Health Services Department to manually transfer public funds to DHCS for Drug Medi-Cal services for Fiscal Years 2023-2026 and authorize the Chairman to sign.
- H. 9962: BEHAVIORAL HEALTH SERVICES DEPARTMENT**
Consideration of entering into an Agreement with the California Department of Health Care Services for the Madera County Department of Behavioral Health Services to manually transfer public funds associated to Specialty Mental Health Services for a service period of July 1, 2023 through December 31, 2026 and authorize the Chairman to sign.
- I. 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.
- J. 9900: COMMUNITY CORRECTIONS PARTNERSHIP**
Consideration of entering into an Agreement with Tek84 Inc. in the amount of \$193,467.50 for the purchase of whole-body security scanning system for a five-year term and authorize the Chairman to sign.

**K. 9700: COMMUNITY & ECONOMIC DEVELOPMENT
DEPARTMENT/PLANNING DIVISION**

Final Map for Tract No. 321, Kensington & Road 37.

1. Consideration to adopt a Resolution approving Final Subdivision Map Tract No. 321, Kensington & Road 37.
2. Consideration of approval to authorize the Chief Clerk of the Board to sign and record Final Subdivision Map Tract No. 321, Kensington & Road 37.
3. Consideration of entering into an Improvement Agreement with Roger Jacob Schuh 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. 321, Kensington & Road 37.
5. Consideration of approval to record the Right to Farm Notice for Final Subdivision Map Tract No. 321, Kensington & Road 37.

**L. 9977: COMMUNITY & ECONOMIC DEVELOPMENT
DEPARTMENT/PLANNING DIVISION**

Consideration of entering into an Agreement with Zanjero, Inc. in the amount of \$750,000.00 for on-call technical and strategic support services for a wide range of support for water resource management efforts within the County for Fiscal Years 2023-2026 and authorize the Chairman to sign.

M. 9943: COUNTY ADMINISTRATION DEPARTMENT

Consideration of approval of Transfer of Appropriations No. 23-017 in the amount of \$75,000.00 from ARPA Fund - Appropriation for Contingencies to Contributions to Other Agencies for Fiscal Year 2023-2024. **4 Votes Required**

N. 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).

O. 9916: COUNTY ADMINISTRATION DEPARTMENT

Consideration of entering into an Agreement with The Regents of the University of California and Fresno County for education, research, and public service programs to be provided to the residents of Madera County effective July 1, 2023 through June 30, 2033, and authorize the Chairman to sign.

- P. 9935: COUNTY ADMINISTRATION DEPARTMENT**
Consideration of approval of Receipt of Unanticipated Revenue No. 23-019 in the amount of \$304,000.00 derived from Admin Evacuation Route Grant-State - Other to Professional & Specialized Services for Fiscal Year 2023-2024. **4 Votes Required**
- Q. 9983: COUNTY ADMINISTRATION DEPARTMENT**
Consideration of approval of Transfer of Appropriations No. 23-020 in the amount of \$150,000.00 transfer from Self-Insurance Vision Liability - Appropriations for Contingencies to Professional and Specialized Services for Fiscal Year 2023-2024. **4 Votes Required**
- R. 9991: COUNTY ADMINISTRATION DEPARTMENT**
Consideration of entering into an Agreement with County of Fresno in the amount of \$600,000.00 for Emergency Shelter Services in Madera County from September 1, 2023 through January 31, 2026 and authorize the Chairman to sign.
- S. 9928: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION**
Consideration of entering into an Agreement with Rotary International Madera Sunrise Club in the amount of \$1.00 for use of the old Adult Services Division of Probation building for the purpose of operating a haunted house from September 18, 2023 through November 6, 2023 and authorize the Chairman to sign.
- T. 9942: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION**
Consideration of entering into an Agreement with Court Appointed Special Advocates of Fresno and Madera Counties in the amount of \$1,000.00 per month for a month-to-month lease space at the Madera County Justice Center and authorize the Chairman to sign.
- U. 9945: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION**
Consideration of entering into an Amendment to MCC No. 7009A-C-2017 with Sierra Historical Sites Association for lease of Real Property located in Oakhurst to extend the lease agreement for an additional five-year term period and authorize the Chairman to sign.

V. 10009: COUNTY ADMINISTRATION DEPARTMENT/PUBLIC HEALTH DEPARTMENT

Community Resiliency Center Grant Program.

1. Consideration to adopt a Resolution authorizing submission of the Grant Application, acceptance of the Grant Award, and authorization to sign all documents for the Strategic Growth Council Community Resiliency Center Grant Program by the Public Health Director, Deputy Public Health Director, or their designee.
2. Consideration to adopt a Resolution authorizing submission of the Grant Application, acceptance of the Grant Award, and authorization to sign all documents for the Strategic Growth Council Community Resiliency Center Grant Program by the County Administrative Officer, Assistant County Administrative Officer, or their designee.

W. 9909: HUMAN RESOURCES DEPARTMENT

Monthly report of employee transactions for the month of July 2023.

X. 9944: LIBRARY DEPARTMENT

Consideration of approval of Receipt of Unanticipated Revenue No. 23-013 in the amount of \$4,208.00 derived from Library Administration - Contributions and Donations to Special Department Expense for Fiscal Year 2023-2024. **4 Votes Required**

Y. 9955: LIBRARY DEPARTMENT

Consideration of entering into an Agreement with Space Science Institute for loan of the STEAM Equity Grant traveling exhibition to be displayed for Fiscal Year 2023-2024 and authorize the Library Director to sign.

Z. 9192: PUBLIC HEALTH DEPARTMENT

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

AA. 9920: PUBLIC HEALTH DEPARTMENT

Consideration of entering into an Agreement with Community Partners in the amount of \$400,000.00 to support activities to accelerate progress toward the goals and milestones of the Madera County Department of Public Health and Live Well Madera County coalition which includes fortifying cross-sector partnerships and increasing community leaders' involvement for a term from July 1, 2023 through December 31, 2025 and authorize the Chairman to sign.

AB. 9967: PUBLIC HEALTH DEPARTMENT

Consideration of entering into an Amendment to MCC No. 12331A-23 with the California Department of Public Health (State Agreement No. 22-10258 A02) for an increase of \$54,291.00 for a total amount of \$7,054,168.00 in a federally funded program to provide nutrition assessment, education, counseling and furnishes vouchers for food commodities to pregnant woman, infants and children for Federal Fiscal Years 2022-2025 and authorize the Chairman to sign.

AC. 9984: PUBLIC HEALTH DEPARTMENT

Consideration of entering into an Agreement with the California Department of Public Health (State Agreement No. 23-10323) in the amount of \$1,045,355.00 to provide allowable nutrition education and obesity prevention activities and interventions for low-income residents for a term of October 1, 2023 through September 30, 2026 and authorize the Chairman to sign.

AD. 9975: PUBLIC HEALTH DEPARTMENT

Consideration of entering into an Agreement with Madera Coalition for Community Justice in the amount of \$60,000.00 to provide outreach for STD prevention and training services, engage with the community and partners to expand and improve services and resources for Fiscal Year 2023-2024 and authorize the Chairman to sign.

AE. 9946: PUBLIC WORKS DEPARTMENT/ENGINEERING SERVICES DIVISION

Road 427 Bridge Replacement Project at Oak Creek.

1. Consideration of entering into an Amendment to MCC No. 11204A-20 with Cornerstone Structural Engineering Group increasing compensation by \$75,401.00 to an amount not to exceed \$502,851.00 for additional professional engineering services for the Road 427 Bridge Replacement Project at Oak Creek and authorize the Chairman to sign.
2. Consideration of approval to authorize the Auditor-Controller to issue payments for contingencies up to 10% of the amended contract amount per established County policy.
3. Consideration of approval to authorize the Road Commissioner or his designee to solely issue and approve Contract Change Orders in accordance with the Public Contract Code, not to exceed authorized contingencies.

AF. 9981: PUBLIC WORKS DEPARTMENT/ADMINISTRATIVE SERVICES DIVISION

Consideration to adopt a Resolution approving a cash flow loan for MD 58, Fund 2110 in the amount of \$20,000.00.

- AG. 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.
- AH. 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).
- AI. 9401: SHERIFF-CORONER'S OFFICE**
Consideration to reaffirm Resolution No. 2023-034 ratifying the Declaration of a Local Emergency (February/March 2023 Winter Storms).
- AJ. 9780: SOCIAL SERVICES DEPARTMENT**
Consideration of entering into an Agreement with the State Center Community College District in an amount not to exceed \$223,595.00 for provision of vocational Education and Financial Literacy for CalWORKs participants for Fiscal Year 2023-2024 and authorize the Chairman to sign.
- AK. 9922: SOCIAL SERVICES DEPARTMENT**
Consideration of entering into an Agreement with the Madera County Economic Development Commission (MCEDC) in the amount of \$214,446.28 for the provision of economic development and job creation services for CalWORKs participants for Fiscal Year 2023-2024 and authorize the Chairman to sign.
- AL. 9925: SOCIAL SERVICES DEPARTMENT**
Consideration of entering into an Agreement with The Regents of the University of California in the amount of \$110,670.00 for training for designated Child Welfare Services staff for Fiscal Year 2023-2024 and authorize the Chairman to sign.
- AM. 9926: SOCIAL SERVICES DEPARTMENT**
Consideration of entering into an Agreement with The Regents of the University of California in the amount of \$158,100.00 for training services for designated Eligibility Workers, Employment and Training Workers, and support staff for Fiscal Year 2023-2024 and authorize the Chairman to sign.

AN. 9933: SOCIAL SERVICES DEPARTMENT

Local Aging and Disability Action Planning Grant Program.

1. Consideration of entering into an Agreement with the California Department of Aging (State Agreement No. LA-2324-32) in an amount no to exceed \$200,000.00 for the purposes of the Local Aging and Disability Action Planning Grant Program for Fiscal Years 2023-2025 and authorize the Chairman to sign.
2. Consideration of approval of Receipt of Unanticipated Revenue No. 23-018 in the amount of \$200,000.00 derived from Social Services-LADAP Grant - State Administration Social Services to Office Expenses, Professional and Specialized Services, Special Departmental Expense, Transportation and Travel, and Intrafund Expense for Fiscal Years 2023-2024. **4 Votes Required**

AO. 9968: SOCIAL SERVICES DEPARTMENT

Consideration of entering into an Agreement with Reading and Beyond California Bridge Academy in an amount not to exceed \$472,858.00 for CalFresh Employment and Training services for a period from October 1, 2023 through September 30, 2026 and authorize the Chairman to sign.

AP. 9934: TRIANGLE T WATER DISTRICT

Consideration of approval to re-appoint Lucas Avila, Michael York and Jose Ochoa to the Triangle T Water District Board of Directors for four-year terms ending September 21, 2027.

AQ. 9969: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT

Consideration of entering into an Amendment to MCC No. 12431-23 with Davids Engineering, Inc. extending the term date to December 31, 2024 for consultation services relating to the Madera Subbasin Joint Groundwater Sustainability Plan and authorize the Chairman to sign.

AR. 9980: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT

Consideration of entering into an Amendment to MCC No.11686D-23 with Davids Engineering, Inc. extending the term date to June 30, 2027 for professional engineering services for recharge study consultant services and authorize the Chairman to sign.

6. DISCUSSION ITEMS:

6.a. 9973: BOARD OF SUPERVISORS DEPARTMENT

Presentation of a Proclamation recognizing September 15 through October 15, 2023 as National Hispanic Heritage Month.

- 6.b. **9966: BEHAVIORAL HEALTH SERVICES DEPARTMENT**
Presentation of a Proclamation naming September 2023 as National Suicide Prevention Month and the day of September 10, 2023 be declared as World Suicide Prevention Day.
- 6.c. **9931: COUNTY ADMINISTRATION DEPARTMENT**
Discussion and consideration of approval of Receipt of Unanticipated Revenue No. 23-014 in the amount of \$5,000,000.00 derived from MCH Fund - State-Other to Contributions to Other Agencies for Fiscal Year 2023-2024. **4 Votes Required**
- 6.d. **9970: COUNTY ADMINISTRATION DEPARTMENT**
Discussion and consideration of proposed revisions to the County Travel Policy allowing for reimbursement to employees who charge County-owned electric vehicles at home and delegating authority to approve all in-state travel to Department Heads or their designee.
- 6.e. **9976: HUMAN RESOURCES DEPARTMENT**
Discussion and consideration to adopt a Resolution appointing Amy Toler as Madera County's Interim Director of Animal Services, effective August 22, 2023.
- 6.f. **9954: LIBRARY DEPARTMENT**
Discussion and consideration of approval of the Madera County Library Collection Development Policy.
- 6.g. **9979: PROBATION DEPARTMENT**
Introduction to adopt an Ordinance amending section 3.33.020A of the Madera County Code implementing the provisions of AB 134 by repealing certain fees for criminal justice collection and cost recovery services;
Waive the first reading and set the second reading for October 3, 2023.
- 6.h. **9885: SHERIFF-CORONER'S OFFICE**
2022 Fork Fire Debris Removal.
1. Discussion and consideration to adopt a Resolution awarding a contract in the amount of \$969,550.00 to Anvil Builders, Inc. for 2022 Fork Fire debris removal contract and overruling all bid protests.
 2. Discussion and consideration of entering into an Agreement with Anvil Builders, Inc. in the amount of \$969,550.00 to perform disaster debris and hazard tree removal services on parcels affected by the 2022 Fork Fire implementing the Consolidated Debris Removal Program for a term ending August 30, 2024 and authorize the Chairman to sign.

6.i. **9963: BEHAVIORAL HEALTH SERVICES DEPARTMENT**

Presentation, direction and discussion on the Opioid Epidemic in California and Madera County, including the recommended priorities with Opioid Settlement funds.

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

8. SUPERVISORS AND STAFF REPORTS

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

9. ADJOURNMENT

NEXT MEETINGS:

**SEPTEMBER 19, 2023, REGULAR MEETING
SEPTEMBER 26, 2023, SPECIAL MEETING
OCTOBER 3, 2023, REGULAR MEETING
OCTOBER 10, 2023, REGULAR MEETING
OCTOBER 17, 2023, REGULAR MEETING
NOVEMBER 7, 2023, REGULAR MEETING
NOVEMBER 28, 2023, SPECIAL MEETING**