

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, February 6, 2024

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

OR VIA ZOOM
<https://us06web.zoom.us/j/81689518911>
Meeting ID: 816 8951 8911

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. 10395: 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. 10373: Request for Closed Session:**

Government Code Section 54956.9

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant Exposure to Litigation Pursuant to Paragraph (2) or (3) of Subdivision (d) of Section 54956.9

Four Cases

- 2.c. 10443: Request for Closed Session:**

Government Code Section 54956.9

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 54956.9 (Deciding Whether to Initiate Litigation)

One Case

- 2.d. 10359: Request for Closed Session:**

Government Code Section 54956.9 (d)(1)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Name of Case: Cornel Jackson v. Jason Quick, et al. (U.S. District Court, Eastern District of California, Case No. 1:19-cv-01591-JLT-EPG (PC))

- 2.e. 10437: Request for Closed Session:**

Government Code Section 54956.9 (d)(1)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

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

- 2.f. **10438: 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.g. **10439: 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.h. **10440: 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.i. **10442: Request for Closed Session:**
Government Code Section 54957
PUBLIC EMPLOYEE PERFORMANCE EVALUATION
 Title of Position: County Administrative Officer
- 2.j. **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 January 9, 2024.
2. Consideration of approval of the Regular Meeting Minutes for January 16, 2024.

B. 10429: ALISO WATER DISTRICT

Consideration of approval to re-appoint Roy Catania, and Bernard Puget to the Aliso Water District Board of Directors for 4-year terms ending December 31, 2027.

C. 10370: ANIMAL SERVICES DEPARTMENT

Consideration of entering an Amendment to MCC No. 11788C-23 with Fresno H.O.P.E. Animal Foundation amending Compensation for cats spay/neuter services from \$65.00 to \$75.00 and authorize the Chairman to sign.

D. 10354: BEHAVIORAL HEALTH SERVICES DEPARTMENT

Consideration of entering into an Amendment to MCC No. 12503-23 with Iris Telehealth Medical Group in the amounts listed under Compensation and Costs for the provision of telemedicine services for Fiscal Year 2023-2024 and authorize the Chairman to sign.

E. 10371: BEHAVIORAL HEALTH SERVICES DEPARTMENT

Consideration of entering into an Agreement (State Agreement No. 5149-CVSPH-2023-MADERA) with the California Mental Health Services Authority (CalMHSA) in the amount not to exceed \$48,751.06 for the administration of the Central Valley Suicide Prevention Hotline (CVSPH) for Fiscal Year 2023-2024 and authorize the Chairman and Department Head to sign.

F. 10398: BEHAVIORAL HEALTH SERVICES DEPARTMENT

Consideration of approval of Transfer of Appropriations No. 23-079 in the amount of \$250,000.00 transfer from Behavioral Health Services-Mental Health Adult System of Care to Housing Assistance for Fiscal Year 2023-2024.

G. 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.

- H. **10374: CLERK OF THE BOARD DEPARTMENT/ROOT CREEK WATER DISTRICT**
Consideration of approval to adopt the Conflict of Interest Code for Root Creek Water District.
- I. **10325: COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT/PLANNING DIVISION**
Consideration to adopt a Resolution authorizing Special Assessment on real property pursuant to Madera County Code Chapter 8.01 entitled Administrative Citations and Penalties.
- J. **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).
- K. **10323: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION**
Consideration of entering into an Amendment to MCC No. 11415C-23 with Johnson Controls Fire Protection, LP amending the scope of services, compensation and costs for fire protection and notification systems equipment servicing, inspections, and monitoring for Fiscal Years 2024-2026 and authorize the Chairman to sign.
- L. **10199: FIRE DEPARTMENT**
Consideration of approval of Receipt of Unanticipated Revenue No. 23-076, in the amount of \$75,000.00 derived from the Fire Department-State-Other to Fire-Equipment/Furniture>\$5,000.00 for Fiscal Year 2023-2024. **4 Votes Required**
- M. **10367: FIRE DEPARTMENT**
Consideration of approval of Receipt of Unanticipated Revenue No. 23-075 in the amount of \$645,585.00 derived from General Fund-Fund Balance to Fire Department-Equipment/Furniture>\$5,000.00 for Fiscal Year 2023-2024. **4 Votes Required**
- N. **10376: FIRE DEPARTMENT**
Consideration of approval of Receipt of Unanticipated Revenue No. 23-078 in the amount of \$48,672.00 derived from Fire Department-Other Changes for Services to-Equipment/Furniture>\$5,000.00 for Fiscal Year 2023-2024. **4 Votes Required**
- O. **10378: HUMAN RESOURCES DEPARTMENT**
Monthly report of employee transactions for the month of December 2023.
- P. **10390: HUMAN RESOURCES DEPARTMENT**
Consideration to adopt a Resolution making findings and determinations concerning the application for service pending Industrial Disability Retirement for Deborah Anglin.

- Q. 10401: HUMAN RESOURCES DEPARTMENT**
Consideration to adopt a Resolution extending Resolution No. 2023-100 setting maximum pay allowance for County employees on temporary Military Leave of Absence (Military and Veterans Code 395.03) effective January 15, 2024.
- R. 10393: LIBRARY DEPARTMENT**
Consideration of approval of Receipt of Unanticipated Revenue No. 23-007 in the amount of \$2,500.00 derived from Library Administration-Other Government Agency to Special Department Expense for Fiscal Year 2023-2024. **4 Votes Required**
- S. 10403: LIBRARY DEPARTMENT**
Consideration and approval to apply for a California Humanities: Humanities for All Grant for up to \$25,000.00 for Fiscal Years 2024-2026 and to authorize the Library Director to sign the application and all award documents.
- T. 10185: MADERA WATER DISTRICT**
Consideration of approval to direct the Madera Water District Board to conduct a Special Election not later than 90 days after this order to call for election.
- U. 9192: PUBLIC HEALTH DEPARTMENT**
Consideration to reaffirm the Declaration of a Local Health Emergency (Fork Fire) by the County Health Officer.
- V. 10411: PUBLIC HEALTH DEPARTMENT**
Consideration of entering into an Agreement with California Department of Public Health (CDPH) for California Integrated Vital Records System (Cal-IVRS) for data privacy and security requirements for Fiscal Years 2024-2029 and authorize the Chairman to sign.
- W. 10420: PUBLIC HEALTH DEPARTMENT**
Consideration of approval of Receipt of Unanticipated Revenue No. 23-081 in the amount of \$533,946.00 derived from Health Administration - Medi-Cal Revenue to Professional and Specialized Services for Fiscal Year 2023-2024. **4 Votes Required**
- X. 10394: PUBLIC WORKS DEPARTMENT/ENGINEERING SERVICES DIVISION**
Consideration of entering into an Agreement with California Department of Transportation (Caltrans) for an updated Electrical Facilities Cost Sharing Agreement (TR 06-2-0013) for maintenance and operations of electrical facilities at shared State and County intersections and authorize the Chairman to sign.

- Y. 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.
- Z. 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).
- AA. 9401: SHERIFF-CORONER'S OFFICE**
Consideration to reaffirm Resolution No. 2023-034 ratifying the Declaration of a Local Emergency (February/March 2023 Winter Storms).
- AB. 10404: SHERIFF-CORONER'S OFFICE**
Consideration of approval of Transfer of Appropriations No. 23-073 in the amount of \$60,000.00 from Sheriff-Off Hwy Vehicle Enfr - Overtime to Equipment/Furniture >\$5000 for Fiscal Year 2023-2024.
- AC. 10396: SOCIAL SERVICES DEPARTMENT**
Consideration of entering into an Amendment to MCC No.12615-23 with Clifton Larson Allen to expand services to include the completion of the FNS-209 report for the County at a rate not to exceed \$2,000.00 and authorize the Chairman to sign.
- AD. 10397: SOCIAL SERVICES DEPARTMENT**
Consideration of approval to issue a Letter of Interest for the Children's Complex Care Pilot Program for Enhanced Intensive Services Foster Care Homes, Emergency Enhanced Intensive Services Foster Care Homes and Enhanced Wraparound.
- AE. 10283: WORKFORCE DEVELOPMENT BOARD OF MADERA COUNTY**
Consideration of entering into an Agreement with the Madera County Workforce Investment Corporation and the Workforce Development Board for the administration of the Workforce Innovation and Opportunity Act and authorize the Chairman to sign.
- AF. 10400: WORKFORCE DEVELOPMENT BOARD OF MADERA COUNTY**
Consideration of approval to appoint Marie Harris, Madera Community College, to the Workforce Development Board of Madera County for a three year term to expire February 6, 2027.
- AG. 10381: BOARD OF DIRECTORS/FLOOD CONTROL & WATER CONSERVATION AGENCY/WATER & NATURAL RESOURCES DEPARTMENT**
Consideration to accept informational report regarding 2023 accomplishments and 2024 goals for the Madera County Flood Control and Water Conservation Agency.

AH. 10339: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT

Delta-Mendota Subbasin Groundwater Sustainability Initiatives.

1. Consideration of entering into an Agreement among the Delta-Mendota Subbasin Groundwater Sustainability Agencies listed in Exhibit “A” and the San Luis & Delta-Mendota Water Authority and authorize the Chairman to sign.
2. Consideration of entering into an Agreement by and among the San Luis Delta- Mendota Water Authority and the Special Project Participants identified on Exhibit “A” and authorize the Chairman to sign.

AI. 10366: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT

Consideration of entering into an Amendment to MCC No. 12228A-23 with Zanjero Inc. extending the term date to December 31, 2024 for the preparation of drought and water shortage risk analysis and response plan and authorize the Chairman to sign.

AJ. 10385: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT

Consideration to accept informational report regarding 2023 accomplishments and 2024 goals for the Madera County Groundwater Sustainability Agencies (GSAs).

AK. 10402: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT

Consideration to accept the scope of work for the 2023 Annual Report and support services in the Chowchilla Subbasin.

6. DISCUSSION ITEMS:

6.a. 10416: BOARD OF SUPERVISORS DEPARTMENT

Presentation of a Proclamation recognizing February 2024 as Black History Month.

6.b. 10360: AUDITOR-CONTROLLER DEPARTMENT

Property Tax Administration.

1. Presentation regarding the Property Tax Administration Costs for 2023-2024.
2. **Set a Public Hearing for February 20, 2024 at 10:30AM** to consider adoption of a Resolution approving the Property Tax Administration Costs and Fees for Fiscal Year 2023-2024.

6.c. **10432: COUNTY ADMINISTRATION DEPARTMENT**

Discussion and direction to staff on committing the remaining balance of the funds appropriated by the State via Assembly Bill (AB) 179 (Statutes of 2022) as a back up funding to cover additional operating expenses that Advanced American Management, Inc. (AAMI) may incur after their Operations Assumption Date (OAD).

6.d. **10435: COUNTY ADMINISTRATION DEPARTMENT**

Discussion and consideration to adopt a Resolution amending Resolution No. 2024-005 adopted by the Board on January 16, 2024, to increase the maximum interest rate used to determine the interest component of rental payments under each lease entered into pursuant to that certain Master Equipment Lease/Purchase Agreement.

6.e. **10436: COUNTY ADMINISTRATION DEPARTMENT**

Discussion and direction to staff to assist the Bonadelle Mutual Water Company (Bonadelle), a small private community well system.

1. The County to serve as the conduit granting agency for purposes of Bonadelle receiving emergency assistance through the Small Community Drought Relief Program from the California Department of Water Resources.
2. County staff to provide technical guidance as it relates to receipt and expenditure of grants funds for restoring water service to customers of Bonadelle.

6.f. **10347: HUMAN RESOURCES DEPARTMENT/BEHAVIORAL HEALTH SERVICES DEPARTMENT**

Opioid Settlement Funds Spending Plan.

1. Discussion and consideration to adopt a Resolution approving the Opioid Settlement Funds Spending Plan Fiscal Years 2023-2025.
2. Discussion and consideration to adopt a Resolution amending the Fiscal Year 2023-2024 Schedule of Allocated Positions within the Behavioral Health Services Department as follows:
 - Add one (1) FTE Administrative Analyst I/II
 - Add one (1) FTE Certified Alcohol & Drug Counselor
 - Add one (1) Health Education Coordinator

6.g. **10349: HUMAN RESOURCES DEPARTMENT/SHERIFF-CORONER'S OFFICE**

Discussion and consideration to adopt a Resolution amending the Fiscal Year 2023-2024 Schedule of Allocated Positions within the Sheriff-Coroner's for the Keepin' it R.E.A.L. program funded by the Opioid Settlement Fund by adding one (1) FTE Deputy Sheriff I/II classification.

10:30 A.M.

7. PUBLIC HEARINGS:

7.a. **10389: COMMUNITY & ECONOMIC DEVELOPMENT
DEPARTMENT/PLANNING DIVISION**

Hearing to consider adoption of a Resolution establishing an O'Neals Area Plan Advisory Council and the boundaries for resident appointments.

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

8.a. **10422: BOARD OF SUPERVISORS DEPARTMENT**

Consideration and authorization to ratify a Letter of Support of AB 1803, to seek restitution for victims of human trafficking.

9. SUPERVISORS AND STAFF REPORTS

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

10. ADJOURNMENT

NEXT MEETINGS: FEBRUARY 13, 2024, REGULAR MEETING (CANCELLED)

FEBRUARY 20, 2024, REGULAR MEETING

MARCH 12, 2024, REGULAR MEETING

MARCH 19, 2024, REGULAR MEETING

APRIL 2, 2024, REGULAR MEETING

APRIL 9, 2024, REGULAR MEETING

APRIL 16, 2024, REGULAR MEETING

MAY 7, 2024, REGULAR MEETING

MAY 14, 2024, REGULAR MEETING

MAY 21, 2024, REGULAR MEETING