

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 Special Meeting of the**  
**Madera County Board of Supervisors**  
**Tuesday, November 28, 2023**

**MEETING LOCATION**  
**Madera County Government Center**  
**200 W. 4<sup>th</sup> Street, Madera CA 93637**  
**Board of Supervisors Chambers**

**OR VIA ZOOM**  
**<https://zoom.us/j/83009617501>**  
**Meeting ID: 830.0961.7501**

**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 4<sup>th</sup> 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](http://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. **10215: 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. **10230: 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.c. **10249: 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. **10231: 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.e. **10240: 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.f. **10250: 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  
 Two Cases
- 2.g. **10251: Request for Closed Session:**  
Government Code Section 54957  
**PUBLIC EMPLOYEE PERFORMANCE EVALUATION**  
 Title of Position: County Administrative Officer
- 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. 10218: BOARD OF SUPERVISORS DEPARTMENT**  
 Proclamation recognizing the ongoing injury to the U.S. sheep industry.
- B. 10247: BOARD OF SUPERVISORS DEPARTMENT**  
 Consideration to reaffirm approval of a letter of consideration for CalTrans ITIP Programming for State Route 99 in Madera and Tulare Counties and HSR Station in Madera County.
- C. 10183: BOARD OF SUPERVISORS DEPARTMENT/DISTRICT NO. 5**  
 Consideration of approval to appoint David Thorpe to the Madera County Mosquito and Vector Control District’s Board of Trustees representing District 5 with a term ending November 28, 2025.
- D. 10198: CHILDREN & FAMILIES COMMISSION, MADERA COUNTY FIRST 5**  
 Consideration of approval to appoint Guadalupe Manzano as the City of Chowchilla/Fairmead Area representative to the First 5 Madera County Children & Families Commission for a three-year term to November 28, 2026.

- E. 10217: CHOWCHILLA WATER DISTRICT**  
Consideration of approval to appoint Kole M. Upton, Karun Singh Samran and Russell Harris to the Chowchilla Water District Board of Directors, for terms expiring November 1, 2027.
- F. 10200: COUNTY ADMINISTRATION DEPARTMENT**  
Consideration of approval to amend the Madera County Purchasing Policy to include Section P-080, Environmentally Preferable Purchasing Policy (EPPP).
- G. 10188: COUNTY CLERK-RECORDER/ELECTIONS**  
Restrictive Covenant Modification Program (AB 1466).
1. Consideration of approval of Transfer of Appropriations No. 23-054 in the amount of \$142,000.00 derived from the Recorder Modernization - Appropriation for Contingency to Operation Transfers Out-General Fund for Fiscal Year 2023-2024. **4 Votes Required**
  2. Consideration of approval of Receipt of Unanticipated Revenue No. 23-053 in the amount of \$142,000.00 derived from Clerk-Recorder - Operating Transfers In to Professional and Specialized Services for Fiscal Year 2023-2024. **4 Votes Required**
  3. Consideration of entering into an agreement with BMI Imaging Services Inc. in the amount of \$130,347.00 for imaging conversion services and project management for imaging hosted services, transportation and deliverables and authorize the County Clerk-Recorder to sign.
- H. 10194: HUMAN RESOURCES DEPARTMENT**  
Monthly report of employee transactions for the month of October 2023.
- I. 10224: LIBRARY DEPARTMENT**  
Consideration of approval of a Library of Things Policy and Waiver for the Madera County Library.
- J. 10211: PROBATION DEPARTMENT/CHILD SUPPORT DEPARTMENT**  
Consideration to ratify the Memorandum of Understanding between the Madera County Probation Department and Madera County Department of Child Support Services for the Non-Custodial Parent Referral Program for the Fiscal Years 2023-2025.
- K. 10207: PROBATION DEPARTMENT/JUVENILE DETENTION FACILITY**  
Consideration of entering into an Agreement with Guardian RFID in an amount not to exceed \$62,020.00 for the initial term and entirety of the extended term for a hand-held monitoring system to ensure compliance with Title 15 standards for the Fiscal Years 2023-2029 and authorize the Chairman to sign.

- L. 10206: SHERIFF-CORONERS OFFICE/JAIL DIVISION**  
 Consideration of entering into an Amendment to MCC No. 12049A-22 with DSS Private Security Services amending the Compensation and Cost for hospital security guard services relating to monitoring and containment of inmates when transporting to different facilities and extending the term to June 30, 2025 and authorize the Chairman to sign.
- M. 10210: SHERIFF-CORONER'S OFFICE/JAIL DIVISION**  
 Consideration of entering into an Amendment to MCC No. 11613-20 with HomeWAV LLC, for inmate video visitation services to add an additional two kiosks and authorize the Chairman to sign.
- N. 10226: TREASURER/TAX COLLECTOR DEPARTMENT**  
 Consideration to adopt a Resolution directing the sale of tax defaulted properties at public auction.
- O. 10186: VETERANS SERVICES DEPARTMENT**  
 Annual County Subvention and Medi-Cal Cost Avoidance Contracts.
1. Consideration of entering into an Agreement with California State Department of Veterans Affairs for the Annual County Subvention Program and authorize the Chairman to sign.
  2. Consideration of entering into an Agreement with California State Department of Veterans Affairs for the Annual Medi-Cal Cost Avoidance Program and authorize the Chairman to sign.
- P. 10178: WORKFORCE DEVELOPMENT BOARD OF MADERA COUNTY**  
 Consideration of approval to re-appoint Chuck Riojas, International Brotherhood of Electrical Workers #100 to the Workforce Development Board of Madera County for an additional three-year term ending December 6, 2026.
- Q. 10201: BOARD OF SUPERVISORS/BOARD OF DIRECTORS SPECIAL DISTRICT/COUNTY SERVICE AREA NO. 16, SUMNER HILL/PUBLIC WORKS DEPARTMENT/ADMINISTRATIVE SERVICES DIVISION**  
 RUR and Cash Flow Loan for SA16 Water, Sumner Hill.
1. Consideration of approval of Receipt of Unanticipated Revenue No. 23-055 in the amount of \$250,000.00 from County Service Area 16, Sumner Hill-Water - Cash Flow Loan to Direct Maintenance Expense-DEGS and Buildings and Improvement for Fiscal Year 2023-2024. **4 Votes Required**
  2. Consideration to adopt a Resolution of the Board of Supervisors of Madera County approving a Cash Flow Loan for Service Area 16, Sumner Hill, Fund 16/4850.

**R. 10209: BOARD OF DIRECTORS/FLOOD CONTROL & WATER CONSERVATION AGENCY/WATER & NATURAL RESOURCES DEPARTMENT**

Consideration of entering into an Amendment to MCC No.11950B-23 with Caddyshack Rodent Service LLC extending the term date to December 31, 2024 and increasing compensation by \$60,000.00 to an amount not to exceed \$230,000.00 for services related to pest and rodent control and authorize the Chairman to sign.

**S. 10205: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT**

Consideration of entering into an Amendment to MCC No.12431A-23 with Davids Engineering, Inc. increasing compensation by \$315,000.00 to an amount not to exceed \$805,000.00 for consultation services relating to the Madera Subbasin Joint Groundwater Sustainability Plan and authorize the Chairman to sign.

**6. DISCUSSION ITEMS:**

**6.a. 10204: BEHAVIORAL HEALTH SERVICES DEPARTMENT**

Discussion and consideration of entering into an Agreement with Advocates for Human Potential, Inc., a contractor under the California Department of Health Care Services in an amount not to exceed \$2,996,547.00 to assist with the implementation of the Behavioral Health Bridge Housing Program for Fiscal Years 2023-2027 and authorize the Chairman to sign.

**6.b. 10214: COUNTY ADMINISTRATION DEPARTMENT**

Madera Community Hospital.

1. Discussion and direction to staff to reimburse the American Rescue Plan Act (ARPA) Fund - Contribution to Other Agencies from the Madera Community Hospital Fund - Contributions to Other Agencies in the amount of \$500,000.00.
2. Discussion and direction to staff to make weekly payments of \$125,000.00 to Madera Community Hospital through the end of January 2024, provided that the following conditions continue to be met:
  - Condition 1: The County has received a copy of any Letters of Intent (LOI) that MCH has signed with any potential partner or buyer.
  - Condition 2: The County has received written or electronic communication from each of the representatives of MCH, the creditor's committee, and Saint Agnes (Trinity Health) confirming that payment of the weekly operating cost by the county will ensure that the MCH facility will be kept in substantially the same as its current operating condition and will not discontinue operations that would affect the hospital license or otherwise be under threat of being shut down prior to September 22, 2023.

- 6.c. **10227: COUNTY ADMINISTRATION DEPARTMENT**  
Discussion and consideration to adopt a Resolution approving a special discretionary funds policy.
- 6.d. **10223: LIBRARY DEPARTMENT**  
Discussion and consideration of approval of the Madera County Library Collection Development Policy.
- 6.e. **10225: LIBRARY DEPARTMENT**  
Presentation of Madera County Library's Annual Report for Fiscal Year 2022-2023.
- 6.f. **10213: PUBLIC WORKS DEPARTMENT/MAINTENANCE & OPERATION DIVISION**  
Discussion and consideration to enter into an Agreement with Root Creek Water District in an amount not to exceed \$569,305.00 including 10% contingency to jointly fund the repair of Road 40 from its intersection with Avenue 12 South to its intersection with Market Avenue and authorize the Chairman to sign.
- 6.g. **10208: SHERIFF-CORONER'S OFFICE/JAIL DIVISION**  
Discussion and consideration of entering into an Amendment to MCC No. 11589A-23 with California Forensic Medical Group, Inc. amending compensation to account for additional Licensed Vocational Nurses for additional performance and duties in an amount not to exceed \$6,059,179.48 for Fiscal Year 2023-2024 and \$6,122,335.48 for Fiscal Year 2024-2025 and authorize the Chairman to sign.

**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: DECEMBER 5, 2023, REGULAR MEETING  
DECEMBER 12, 2023, REGULAR MEETING  
JANUARY 9, 2024, REGULAR MEETING  
JANUARY 16, 2024, REGULAR MEETING  
JANUARY 23, 2024, SPECIAL MEETING**