

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, November 12, 2024

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

OR VIA ZOOM
<https://zoom.us/j/84849221934>
Meeting ID: 848 4922 1934

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

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. **11232: Request for Closed Session:**

Government Code Section 54957.6

CONFERENCE WITH LABOR NEGOTIATORS

Agency designated representatives: Chenecua Dixon, Human Resources Director, Joel Bugay, Assistant County Administrative Officer, Susan Carter, Human Resources Manager, and Sabrina Mendez, Human Resources Manager.

Employee Organization: ALL UNITS

Unrepresented Employees: All Classifications (Excluding Elected Officials)

- 2.b. **11246: Request for Closed Session:**

Government Code Section 54956.9 (d)(2)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Significant Exposure to Litigation

One Case

- 2.c. **11268: Request for Closed Session:**

Government Code Section 54957

PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT

Title of Positions: Directors of Behavioral Health Services and Public Works

- 2.d. **11276: 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. **11277: 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. 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 October 15, 2024.

B. 11189: ANIMAL SERVICES DEPARTMENT

Animal Services Reimbursements.

1. Consideration of approval of Receipt of Unanticipated Revenue No. 24-018 in the amount of \$104,754.00 derived from Animal Services - Humane Services Spay & Neuter Reimbursements to Professional and Specialized Services for Fiscal Year 2024-2025. **4 Votes Required**
2. Consideration of approval of Receipt of Unanticipated Revenue No. 24-019 in the amount of \$19,510.00 derived from Animal Services - Humane Services Vaccine Reimbursements to Special Departmental Expense for Fiscal Year 2024-2025. **4 Votes Required**

C. 11201: BEHAVIORAL HEALTH SERVICES DEPARTMENT

Consideration of entering into an Agreement with State Center Community College District for an internship program for Fiscal Year 2024-2025 and authorize the Chairman to sign.

D. 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.

- E. 11176: BOARD OF SUPERVISORS DEPARTMENT**
Consideration to ratify Certificates of Recognition presented during the month of September 2024 to:

District No. 3

1. Certificate of Recognition to PG&E for the Old Timers Parade - Pioneer Sponsor.

District No. 5

1. Certificate of Recognition to the North Fork Rancheria - North Fork Mono Casino & Resort at the Groundbreaking Ceremony.
2. Proclamation for the American Heart Association 100th Anniversary.

- F. 11182: BOARD OF SUPERVISORS DEPARTMENT**
Board of Supervisors 2025 Meeting Calendar and Board Rules.

1. Consideration of approval of the Board of Supervisors Meeting Calendar for 2025.
2. Discussion and consideration to adopt a Resolution amending the Rules of the Board of Supervisors.

- G. 11250: CHILD SUPPORT SERVICES DEPARTMENT**
Consideration of entering into an Agreement with Dynamic Legal Services in an amount not to exceed \$60,000.00 per year for one year to provide legal process service of documents for the Department of Child Support Services and authorize the Chairman to sign.

- H. 11224: CLERK OF THE BOARD DEPARTMENT/GOLDEN VALLEY UNIFIED SCHOOL DISTRICT**
Consideration of approval to adopt the Conflict of Interest Code for Golden Valley Unified School District.

- I. 11257: CLERK OF THE BOARD DEPARTMENT/RAYMOND-KNOWLES UNION ELEMENTARY SCHOOL DISTRICT**
Consideration of approval to adopt the Conflict of Interest Code for Raymond-Knowles Union Elementary School District.

- J. 11226: CLERK OF THE BOARD DEPARTMENT/SHERMAN THOMAS CHARTER SCHOOL**
Consideration of approval to adopt the Conflict of Interest Code for Sherman Thomas Charter School.

- K. 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).
- L. 11180: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION**
Department of Social Services alterations to Oakhurst Government Center.
1. Consideration of approval of Transfer of Appropriations No. 24-015 in the amount of \$355,718.00 from Social Services - Building and Improvements to Operating Transfers Out Capital Projects for Fiscal Year 2024-2025.
 2. Consideration of approval of Receipt of Unanticipated Revenue No. 24-015 in the amount of \$355,718.00 derived from Oakhurst Satellite Government Center - Operating Transfers In to Buildings and Improvements for Fiscal Year 2024-2025. **4 Votes Required**
- M. 11229: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION**
Consideration of entering into an Agreement with Hunter Smith & Associates, Inc. dba Hunter Smith Architecture in the amount of \$99,156.25 for architectural and engineering services for a feasibility study for the Madera County Animal Shelter and authorize the Chairman to sign.
- N. 11231: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION**
Consideration of entering into an Amendment to MCC No. 12219-22 with Paul Halajian Architects, a California Corporation amending the compensation for an additional \$62,356.00 and the Term and Scope of Services for architectural & engineering services and authorize the Chairman to sign.
- O. 11244: COUNTY ADMINISTRATION DEPARTMENT/RISK MANAGEMENT DIVISION**
Consideration of approval of Transfer of Appropriation No. 24-035 in the amount of \$350,000.00 from Self Insurance General Liability - Appropriation for Contingency to Judgments and Damages for Fiscal Year 2024-2025. **4 Votes Required**
- P. 11178: DISTRICT ATTORNEY DEPARTMENT**
Consideration to adopt a Resolution approving the submission, award agreement, and participation under the Board of State and Community Corrections (BSCC) Byrne State Crisis Intervention Program (Byrne SCIP) Grant.

- Q. 11235: DISTRICT ATTORNEY DEPARTMENT**
 Consideration to adopt a Resolution approving the submission, award agreement and participation under the Board of State and Community Corrections (BSCC) Proposition 47 Grant.
- R. 11236: HUMAN RESOURCES DEPARTMENT**
 Consideration to adopt a Resolution making findings and determinations concerning the Disability Retirement for Larry Zertuche.
- S. 11237: HUMAN RESOURCES DEPARTMENT**
 Monthly report of employee transactions and vacancies for September 2024.
- T. 11241: LIBRARY DEPARTMENT**
 Consideration of approval to authorize staff to apply for the Public Library Association's Digital Literacy Grant for up to \$10,000.00 for Fiscal Year 2024-2025 and authorize the Library Director to sign grant documents.
- U. 9192: PUBLIC HEALTH DEPARTMENT**
 Consideration to reaffirm the Declaration of a Local Health Emergency (Fork Fire) by the County Health Officer.
- V. 11233: PUBLIC HEALTH DEPARTMENT**
 Public Health Tenant Improvement Project.
1. Consideration of approval of Receipt of Unanticipated Revenue No. 24-031 in the amount of \$126,500.00 derived from Health Administration-State Health Realignment to Rent/Lease Principal for Fiscal Year 2024-2025. **4 Votes Required**
 2. Consideration of approval of Receipt of Unanticipated Revenue No. 24-032 in the amount of \$42,500.00 derived from Public Health Tenant Improvement-Operating Transfer In to Buildings and Improvements, for Fiscal Year 2024-2025. **4 Votes Required**
 3. Consideration of approval of Receipt of Unanticipated Revenue No. 24-033 in the amount of \$42,500.00 derived from Health Administration-State Health Realignment to Operating Transfer Out - Capital Project for Fiscal Year 2024-2025. **4 Votes Required**
- W. 11248: PUBLIC WORKS DEPARTMENT/ADMINISTRATIVE SERVICES DIVISION**
 Consideration of approval of Receipt of Unanticipated Revenue No. 24-030 in the amount of \$780,000.00 derived from Public Works - State Water Grant to Special Departmental Expense for Fiscal Year 2024-2025. **4 Votes Required**

X. 11249: PUBLIC WORKS DEPARTMENT/ADMINISTRATIVE SERVICES DIVISION

Consideration of approval of Transfer of Appropriations No. 24-029 in the amount of \$250,000.00 from Madera County Transit - Buildings and Improvements to Equipment for Fiscal Year 2024-2025.

Y. 11228: PUBLIC WORKS DEPARTMENT/ENGINEERING SERVICES DIVISION

Cornerstone Structural Engineering Group.

1. Consideration of entering into an Amendment to MCC No. 11892-21 with Cornerstone Structural Engineering Group to increase compensation by \$315,778.00 for additional professional engineering services related to environmental compliance for the Road 210 Bridge Replacement Project at Ryan 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 award 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 Public Contract Code, not to exceed authorized contingencies.

Z. 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.

AA. 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).

AB. 9401: SHERIFF-CORONER'S OFFICE

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

AC. 11198: SHERIFF-CORONER'S OFFICE

Consideration of approval of Receipt of Unanticipated Revenue No. 24-020 in the amount of \$250,000.00 derived from Sheriff-Coroner - Fed Other to Special Departmental and Professional Specialized for Fiscal Year 2024-2025. **4 Votes Required**

AD. 11200: SHERIFF-CORONERS OFFICE

Consideration of approval of Receipt of Unanticipated Revenue No. 24-021 in the amount of \$930,090.00 derived from Sheriff-Coroner - Federal- Fed Other to Fixed Assets for Fiscal Year 2024-2025. **4 Votes Required**

AE. 11239: SHERIFF-CORONERS OFFICE

Consideration of approval to purchase a Lenco MedCat vehicle per AB 481.

AF. 11245: SHERIFF-CORONER'S OFFICE

Consideration to adopt a Resolution approving the application and acceptance of grant funds for the State of California, Department of Parks and Recreation, Boating Safety and Enforcement Financial Aid Program for Fiscal Year 2025-2026.

AG. 11240: SHERIFF-CORONER'S OFFICE/JAIL DIVISION

Consideration of approval of Receipt of Unanticipated Revenue No. 24-038 in the amount of \$100,000.00 derived from Sheriff - Jail - State Other to Fixed Assets for Fiscal Year 2024-2025. **4 Votes Required**

AH. 11190: SOCIAL SERVICES DEPARTMENT

Madera County Interagency Children and Youth Services Council Annual Report 2023-2024.

1. Consideration of approval of the amendments to the list of Members and Alternates to Madera County Interagency Children and Youth Services Council for the 2023-2024 year.
2. Consideration of approval of the list of Members and Alternates to Madera County Interagency Children and Youth Services Council for the 2024-2025 year.
3. Consideration of approval of the Interagency Children and Youth Services Council 2023-2024 Program Reports.
4. Consideration of approval to adopt the Madera County Interagency Children and Youth Services Council 2023-2024 target populations as their continued focus for 2024-2025.

AI. 11253: SOCIAL SERVICES DEPARTMENT

Consideration of entering into an Amendment to MCC No. 12722-24 with West Publishing Corporation ("Contractor") in the amount not to exceed \$103,627.37 to restate terms intended to align the term period with the County's fiscal year, and to delegate authority to the Director of the Department of Social Services, or her designee to execute Contractor Order Forms as needed for processing over the term of the contract beginning January 1, 2025 and ending June 30, 2030 and authorize the Chairman to sign.

AJ. 11199: SUPERINTENDENT OF SCHOOLS/OFFICE OF EDUCATION, MADERA COUNTY

Consideration of approval of the Madera County Superintendent of Schools 2024 Annual Report: Williams Site Visitations.

AK. 11247: BOARD OF DIRECTORS SPECIAL DISTRICT/COUNTY SERVICE AREA NO. 22C, GUNNER RANCH WEST/PUBLIC WORKS DEPARTMENT/ADMINISTRATIVE SERVICES DIVISION

Acquisition and Reimbursement Agreements for CSA22C, Gunner Ranch West.

1. Consideration of entering into an Agreement between County of Madera Community Facilities District No. 2022-2, CSA22C-Gunner Ranch West, and Gunner Ranch Inc. for a Wet Utilities Acquisition and Reimbursement Agreement and authorize the Chairman to sign.
2. Consideration of entering into an Agreement between County of Madera Community Facilities District No. 2022-2, CSA22C-Gunner Ranch West, and Valley Children's Hospital for a Dry Infrastructure Acquisition Agreement and authorize the Chairman to sign.

6. DISCUSSION ITEMS:

6.a. 11210: BOARD OF SUPERVISORS DEPARTMENT

Presentation of a Proclamation for National Injury Prevention Day, November 18, 2024.

6.b. 11203: SOCIAL SERVICES DEPARTMENT

Presentation of Proclamation naming November 2024 as "National Adoption Month".

6.c. 11221: COUNTY ADMINISTRATION DEPARTMENT

Presentation by Assemblywoman Esmeralda Soria (AD-27) providing a State Legislative and Budget Update.

6.d. 11204: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION

Discussion and consideration of entering into an Agreement with Legrand Fig Company, LP in a total amount of \$928,575.00 over 10 years for lease of real property located at 3469 Yeager Drive in the City of Madera for additional office space and authorize the Chairman to sign.

6.e. 11202: SHERIFF-CORONER'S OFFICE

Sheriff's Office Detectives Office

1. Discussion and consideration of approval of Receipt of Unanticipated Revenue No. 24-022 in the amount of \$275,668.00 derived from County Local Revenue Fund AB118 - Small Rural Sheriff's to Operational Transfers Out - General Fund for Fiscal Year 2024-2025. **4 Votes Required**

2. Discussion and consideration of approval of Receipt of Unanticipated Revenue No. 24-023 in the amount of \$275,668.00 derived from Sheriff-Coroner - Operating Trans In to Fixed Assets for Fiscal Year 2024-2025. **4 Votes Required**

6.f. **11238: SHERIFF-CORONER'S OFFICE**

Sheriff's Office Grant Equipment Adjustment.

1. Discussion and consideration of approval of Transfer of Appropriations No. 24-036 in the amount of \$100,000.00 from County Local Revenue Fund AB118 - Small Rural Sheriff's to Operational Transfers Out - General Fund for Fiscal Year 2024-2025. **4 Votes Required**
2. Discussion and consideration of approval of Receipt of Unanticipated Revenue No. 24-037 in the amount of \$100,000.00 derived from Sheriff-Coroner - Operating Trans In to Fixed Assets for Fiscal Year 2024-2025. **4 Votes Required**

6.g. **11242: WATER & NATURAL RESOURCES DEPARTMENT**

Discussion and Consideration to adopt a Resolution establishing the County of Madera's Drought Plan for Senate Bill 552.

10:30 A.M.

7. PUBLIC HEARINGS:

7.a. **11103: COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT/PLANNING DIVISION**

Hearing to consider a Letter of Public Convenience and Necessity to obtain a Type 20 Off-Sale Beer & Wine license to allow the sale of beer and wine at a convenience store. The property is owned by **AHMAD NADEEM** and is located on the south side of Avenue 14 at its intersection with Road 24, (2410 Avenue 14), Madera. The parcel (APN 045-141-001) is zoned CRM (Commercial Rural Median) and Residential Rural Single Family (RRS) District.

7.b. **11146: PUBLIC WORKS DEPARTMENT/ENGINEERING SERVICES DIVISION**

Hearing to adopt a Resolution establishing Madera County Underground Utility District No. 17 for an underground conversion program along the north side of Avenue 9 between Road 23-1/2 and Road 24 in Madera County (La Vina).

8. GSA REPORTS:

8.a. **11251: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT**

Informational update on Madera Subbasin Joint Groundwater Sustainability Plan periodic evaluation and plan amendment.

- 8.b. **11252: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER & NATURAL RESOURCES DEPARTMENT**
Informational update on County Groundwater Sustainability Agency Fees.

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

- 9.a. **11270: COUNTY ADMINISTRATION DEPARTMENT**
Discussion and consideration of approval to ratify a letter expressing concerns regarding the proposed Range of Light National Monument Act.

- 9.b. **11274: COUNTY ADMINISTRATION DEPARTMENT**
Discussion and consideration to submit a letter of concern to the California Natural Resources and California Department of Fish and Wildlife regarding the increasing frequency of interactions between bears and residents within the wildland urban interface in Madera County.

10. SUPERVISORS AND STAFF REPORTS

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

11. ADJOURNMENT

**NEXT MEETINGS: DECEMBER 3, 2024, REGULAR MEETING
DECEMBER 10, 2024, REGULAR MEETING
DECEMBER 17, 2024, REGULAR MEETING**