



BOARD OF SUPERVISORS COUNTY OF MADERA

MADERA COUNTY GOVERNMENT CENTER
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Agendas available: www.madera-county.com/supervisors

MEMBERS OF THE BOARD
BRETT FRAZIER
DAVID ROGERS
ROB POYTHRESS
MAX RODRIGUEZ
TOM WHEELER

Rhonda Cargill, 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, January 3, 2017
9:00 A.M.

Meetings of the Board of Supervisors shall convene in the Board of Supervisors Chambers, Madera County Government Center, 200 West Fourth 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, 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.madera-county.com. These documents are also available at the Office of the Clerk of the Board of Supervisors, 200 West Fourth Street, Fourth 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.

CALL TO ORDER

1. **PRESENTATION OF COLORS - VFW POST 1981**
2. **PLEDGE OF ALLEGIANCE**
3. **INVOCATION**
4. **ADMINISTRATION OF OATH OF OFFICE FOR ELECTED OFFICIALS:
SWEARING IN BY REBECCA MARTINEZ, COUNTY CLERK**
 - a. **Supervisor Max Rodriguez, District No. 4
SWEARING IN BY CAROL POYTHRESS**
 - b. **Supervisor Rob Poythress, District No. 3**
5. **RE-ORGANIZATION OF THE BOARD OF SUPERVISORS**

BREAK



6. **ADDITIONS TO THE AGENDA:** Items identified after 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)) 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)).
7. **PUBLIC COMMENT:** The first 15 minutes of each regular session is set aside for members of the public to comment on any item within the jurisdiction of the Board, but not appearing on the agenda. Items presented under public comment may not be discussed or acted upon by the Board at this time. For items appearing on the agenda, the public is invited to comment at the time the item is called for consideration by the Board. Any person addressing the Board under public comment will be limited to a 3 minute presentation to ensure that all interested parties have an opportunity to speak. Any handouts to the Board must be submitted to the Chief Clerk of the Board for distribution to the Supervisors. Anyone addressing the Board needs to print their name clearly on the "Speaker" sheet at the podium. Also, all persons addressing the Board must 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

8. CONSENT CALENDAR ITEMS

A. APPROVAL OF MINUTES

1. Consideration of approval of the Regular Meeting Minutes for December 20, 2016.

B. 2489: BOARD OF SUPERVISORS DEPARTMENT

Consideration of approval of the 2017 Board of Supervisors Committee Membership Roster.

C. 2488: BOARD OF SUPERVISORS DEPARTMENT

Consideration of approval to appoint Supervisor Brett Frazier as Primary Delegate to serve on the Governing Board of the San Joaquin River Conservancy and Supervisor Max Rodriguez to serve as an Alternate Delegate, for a term ending December 31, 2020.

D. 2490: BOARD OF SUPERVISORS DEPARTMENT

Presentation of proclamation proclaiming January 22-28, 2017 as National School Choice Week.

E. 2498: BOARD OF SUPERVISORS DEPARTMENT

Consideration of approval 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.

F. 2477: BOARD OF SUPERVISORS DEPARTMENT - DISTRICT NO. 5

Consideration of approval to accept the resignation from Anne Melrose and John Kilburn from the Coarsegold Resource Conservation District Board of Directors and appoint Wade Wheeler and Roger Tucker to fill the two vacant board seats, for terms ending November 30, 2021.

G. 2450: PUBLIC HEALTH DEPARTMENT

County Medical Services Program Grant.

1. Consideration of entering into an Agreement with County Medical Services Program (CMSP), in an amount of \$100,000.00 per year, for the County Wellness & Prevention Pilot Project.
2. Consideration of approval to authorize the Chairman to sign the Grant Agreement.
3. Consideration of approval to authorize the Public Health Director to sign any subsequent documents or amendments required for execution of this agreement.
4. Consideration of approval of Receipt of Unanticipated Revenue No. 16-169, in the amount of \$100,000.00, derived from Health Administration - County Medical Services Program Grant Wellness and Prevention Grant Wellness to Permanent Salaries, Retirement, County Health Insurance, Office Expense, and Professional and Specialized Services, for Fiscal Year 2016-2017. **4 Votes Required**

H. 2471: PUBLIC WORKS DEPARTMENT/ADMINISTRATION DIVISION

Transportation Development Act (TDA) Local Transportation Funds (LTF) and State Assistance (STA) Funds.

1. Consideration of approval of the revised applications for Fiscal Year 2016-2017 TDA Local Transportation Funds (LTF) and State Transit Assistance (STA) applications that include carryover Fiscal Year 09/10 LTF funds.
2. Consideration of approval to authorize the Public Works Director to execute the applications for submittal to the Madera County Transportation Commission (MCTC).

I. 2479: PUBLIC WORKS DEPARTMENT/CAPITAL IMPROVEMENT PROJECTS DIVISION

Consideration of entering into a Cooperative Agreement with the County of Fresno to Perform Right-of-Way Tasks related to the Joint San Joaquin River Bridge Replacement Project on Italian Bar Road, and authorize the Chairman to execute the agreement.

J. 2428: SHERIFF- CORONER'S DEPARTMENT

Consideration of approval of Transfer of Appropriations No. 16-164, in the amount of \$50,000.00, transfer from Sheriff Administration - Professional & Specialized Services to Equipment/Furniture>\$5000, for Fiscal Year 2016-2017.

K. 2453: SOCIAL SERVICES DEPARTMENT

Consideration of approval to amend the CalWORKs Plan for the reimbursement rate for participants.

L. 2481: WATER AND NATURAL RESOURCES DEPARTMENT

Consideration of entering into an Agreement with Davids Engineering, for engineering services to perform groundwater data compilation and analysis in accordance with the Sustainable Groundwater Management Act. (Chowchilla Subbasin)

M. 2482: WATER AND NATURAL RESOURCES DEPARTMENT

Consideration of entering into an Agreement with Davids Engineering, for engineering services to perform groundwater data compilation and analysis in accordance with the Sustainable Groundwater Management Act. (Madera Subbasin)

THE FOLLOWING ITEMS WILL BE DISCUSSED ON A NONAPPOINTMENT BASIS, NOT NECESSARILY IN THE ORDER LISTED

9. REGULAR SESSION:

9.a. 2473: COUNTY ADMINISTRATION DEPARTMENT

Community Facilities District Formation - Tesoro Viejo.

1. Discussion and consideration to adopt a Resolution of Intention to establish a Community Facilities District No. 2017-1 (Tesoro Viejo) and to authorize the Levy of Special Taxes Therein and setting the Public Hearing for February 7, 2017 at 10:00 A.M.
2. Discussion and consideration to adopt a Resolution of Intention to Incur Bonded Indebtedness for Community Facilities District No. 2017-1 (Tesoro Viejo) and setting the Public Hearing for February 7, 2017 at 10:00 A.M.

9.b. 2469: BOARD OF DIRECTORS SPECIAL DISTRICT/COUNTY SERVICE AREA NO. 2A/2B, BASS LAKE/PUBLIC WORKS DEPARTMENT/CAPITAL IMPROVEMENT PROJECTS DIVISION

County Service Area 2A/2B Bass Lake Sanitary Sewer Project.

1. Discussion and consideration of entering into an Agreement with Clark Bros, Inc., in the amount of \$3,590,266.00, for County Service Area 2A/2B (CSA-2A/2B) Bass Lake Sanitary Sewer Pump Station Improvements Project in Madera County (Contract No. 11-021-LS) project and authorize the Chairman to execute the agreement.

2. Discussion and consideration of approval to authorize the Public Works Director to issue the Notice to Proceed.
3. Discussion and consideration of approval to authorize the Auditor-Controller to issue Payments for contingencies up to 10% of the contract award amount per established County policy.
4. Discussion and consideration of approval to authorize the Public Works Director to solely issue and approve Contract Change Orders in accordance with Public Contract Code, not to exceed authorized contingencies.

9.c. **2470: BOARD OF DIRECTORS SPECIAL DISTRICT/COUNTY SERVICE AREA NO. 2A/2B, BASS LAKE/PUBLIC WORKS DEPARTMENT/CAPITAL IMPROVEMENT PROJECTS DIVISION**

County Service Area 2A/2B Bass Lake Waste Water Treatment Plant.

1. Discussion and consideration of entering into an Agreement with Clark Bros, Inc., in the amount of \$5,468,780.00, for County Service Area 2A/2B (CSA-2A/2B) Bass Lake Waste Water Treatment Plant Improvement Project in Madera County (Contract No. 11-021-WWTP) project and authorize the Chairman to execute the agreement.
2. Discussion and consideration of approval to authorize the Public Works Director to issue the Notice to Proceed.
3. Discussion and consideration of approval to authorize the Auditor-Controller to issue Payments for contingencies up to 10% of the contract award amount per established County policy.
4. Discussion and consideration of approval to authorize the Public Works Director to solely issue and approve Contract Change Orders in accordance with Public Contract Code, not to exceed authorized contingencies.

9.d. **2478: TREASURER-TAX COLLECTOR DEPARTMENT**

Discussion and consideration of approval of a Resolution approving the Treasurer's purchase of bonds, pursuant to government code section 53601 issued by the Madera County Public Finance Authority to finance public improvements in County Service Area 2A/2B Bass Lake in the amount not to exceed \$7,700,000 maturing by 9/1/2033 for lift station collection systems and wastewater treatment system and related improvements for Bass Lake, County Service Area (CSA) No. 2A/2B.

9.e. **2485: PUBLIC WORKS DEPARTMENT/ADMINISTRATION DIVISION**

Discussion and consideration of approval of a Resolution approving an Installment Sale Agreement, in an aggregate principal amount not to exceed \$7,700,000.00, to finance wastewater improvement projects, and approving related documents and actions.

**BOARD OF SUPERVISORS ACTING AS THE DIRECTORS OF THE MADERA COUNTY
PUBLIC FINANCING AUTHORITY**

9.f. **2483: BOARD OF DIRECTORS OF THE MADERA COUNTY PUBLIC
FINANCING AUTHORITY/PUBLIC WORKS
DEPARTMENT/ADMINISTRATION DIVISION**

Discussion and consideration of approval of a Resolution authorizing the issuance of Wastewater Revenue Bonds, in an aggregate principal amount not to exceed \$7,700,000.00, to finance wastewater improvement projects, and approving related documents and actions.

RESUMING AS THE BOARD OF SUPERVISORS

9.g. **2487: BOARD OF SUPERVISORS DEPARTMENT**

Presentation by Michael Bocccadoro, Executive Director for Dairy Cares, will present a summary of their 2016 Sustainability Report.

9.h. **2467: AUDITOR-CONTROLLER DEPARTMENT**

Discussion and consideration of approval of a Resolution appointing Darla Weiser as a Retired Annuitant to the position of Deputy Auditor-Controller Extra Help, waiving the 180 day wait period from the date of retirement and making findings in support thereof, effective January 4, 2017.

9.i. **2484: COUNTY ADMINISTRATION DEPARTMENT/HUMAN
RESOURCES/OPERATIONS DIVISION & SOCIAL SERVICES
DEPARTMENT**

Amendment to Classification Plan - Legal Assistant I/II/III.

1. Discussion and consideration of approval to amend the Classification Plan by adding the classes of Legal Assistant I, Legal Assistant II and Legal Assistant III.
2. Discussion and direction to set the salary ranges for the Legal Assistant class series as follows:
 - a. Legal Assistant I: Range 198 (UB2 1114), \$3,612 - \$4,390 per month (\$43,349 - \$52,691 annually, \$20.84 - \$25.33 per hour)
 - b. Legal Assistant II: Range 228 (UB2 1114), \$4,195 - \$5,099 per month (\$50,346 - \$61,196 annually, \$24.20 - \$29.42 per hour)
 - c. Legal Assistant III: Range 248 (UB2 1114), \$4,635 - \$5,634 per month (\$55,627 - \$67,615 annually, \$26.74 - \$32.50 per hour)
3. Discussion and direction to designate the Legal Assistant I/II/III classes as overtime eligible, pursuant to the Fair Labor Standards Act (FLSA).
4. Discussion and direction to allocate the Legal Assistant I/II/III classes as Unrepresented for bargaining purposes.

5. Discussion and direction to amend the Classification Plan by eliminating the class of Legal Assistant.
6. Discussion and direction to the Human Resources/Operations Division of County Administration to amend the Position Allocation within the Department of Social Services as follows, effective January 1, 2017:
 - a. Amend the current 1.0 FTE position allocated to the class of Legal Assistant to the class series of Legal Assistant I/II/III.
- 9.j. **2480: COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT/ENVIRONMENTAL HEALTH DIVISION**
 Onsite Wastewater Treatment System (OWTS) and draft Local Agency Management Program (LAMP).
 1. Introduce and waive the full reading of an Ordinance amending Chapter 13.54 of Title 13 of the Madera County Code entitled "Onsite Wastewater Treatment System" and receive comments on the associated draft Local Agency Management Program.
 2. Discussion and consideration to authorize submittal of the Madera County draft Local Agency Management Program (LAMP) and amended Onsite Wastewater Treatment System Chapter 13.54 of Title 13 of the Madera County Code to the Central Valley Regional Water Quality Control Board (RWQCB) for their review and approval after adoption.

10:00 A.M. HEARINGS

10. PUBLIC HEARINGS:

- 10.a. **2476: COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT/PLANNING DIVISION**
Hearing to consider the request of **Bob Shockley** for a **Letter of Public Convenience and Necessity** to obtain a Type 20 off-premise license to allow the sale of beer and wine from a service station and minimart. The property is owned by SOBAJE, PAUL and is located on the west side of Highway 41, approximately 0.24 miles north of its' intersection with Road 209 (no situs), Madera. The parcel is accessed via Highway 41. The parcel (APN 051-146-012) is zoned CRM (Commercial, Rural, Median). The General Plan is HSC (Highway Service Commercial). The O'Neals Area Plan is RC (Rural Commercial).

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

12. SUPERVISORS AND STAFF REPORTS

13. CLOSED SESSION:

13.a. 2493: Request for Closed Session:

Conference with **Labor Negotiators**, pursuant to Government Code Section 54957.6, **County Negotiators: Adrienne Calip and Ken Caves**, Employee Organization: **All Units**

13.b. 2475: Request for Closed Session:

Real Property Negotiator, pursuant to Government Code Section 54956.8, **Agency Negotiator Eric Fleming, County Administrative Officer; Under Negotiation: Price, terms, and conditions of sale, exchange or lease; Assessor's Parcel Number 049-085-022**

13.c. 2474: Request for Closed Session:

Public Employee **Performance Evaluations**, pursuant to Government Code Section 54957, **Title of Position: Chief Clerk to the Board**

13.d. Report by County Counsel on Closed Session items.

14. ADJOURNMENT

*** Please note the Board of Supervisors Regular Meeting Calendar is scheduled twice a month for the 2017 Calendar Year. However, this Meeting Calendar is subject to change.**

**NEXT MEETINGS: JANUARY 3, 2017, REGULAR CALENDAR
JANUARY 24, 2017, REGULAR CALENDAR
FEBRUARY 7, 2017, REGULAR CALENDAR
FEBRUARY 21, 2017, REGULAR CALENDAR
MARCH 7, 2017, REGULAR CALENDAR
MARCH 21, 2017, REGULAR CALENDAR
APRIL 4, 2017, REGULAR CALENDAR
APRIL 18, 2017, REGULAR CALENDAR
MAY 2, 2017, REGULAR CALENDAR
MAY 9, 2017, REGULAR CALENDAR
MAY 16, 2017, REGULAR CALENDAR
JUNE 6, 2017, REGULAR CALENDAR
JUNE 13, 2017, REGULAR CALENDAR
JUNE 26-30, 2017, BUDGET HEARINGS-TENTATIVE
JUNE 27, 2017, REGULAR CALENDAR
JULY 11, 2017, REGULAR CALENDAR
JULY 18, 2017, REGULAR CALENDAR
AUGUST 8, 2017, REGULAR CALENDAR
AUGUST, 22, 2017, REGULAR CALENDAR
SEPTEMBER 5, 2017, REGULAR CALENDAR
SEPTEMBER 19, 2017, REGULAR CALENDAR
OCTOBER 3, 2017, REGULAR CALENDAR
OCTOBER 17, 2017, REGULAR CALENDAR
OCTOBER 24, 2017, REGULAR CALENDAR**