



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
ROBERT L. 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, September 5, 2017

IF IT'S BUILT, LET'S GET THE BEST DEAL FOR MADERA COUNTY

9:00 A.M. – Closed Session

10:00 A.M. – Regular 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, 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 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 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)).**

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



2. CLOSED SESSION:

- 2.a. **3174: 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**
- 2.b. **3301: Request for Closed Session:**
Conference with **Labor Negotiators**, pursuant to Government Code Section 54947.6, **County Negotiator: Eric Fleming**, Unrepresented Employees: **Chiefs of Staff**
- 2.c. **3297: Request for Closed Session:**
Conference with Real Property Negotiator, pursuant to Government Code Section 54956.8, **Property: Assessor's Parcel Number 061-022-002 and 061-065-001; County Negotiator: Eric Fleming, County Administrative Officer; Negotiating Party: Pacific Gas and Electric Company; Under Negotiation: Terms of a deed, an easement and a transaction agreement.**
- 2.d. **3208: Request for Closed Session:**
Request for Closed Session: Conference with Legal Counsel - **Existing Litigation**, pursuant to Government Code Section 54956.9 (d)(1), **Dunn-Dmytriw vs. County of Madera (MCV072137)**
- 2.e. **3299: Request for Closed Session:**
Conference with Legal Counsel - **Existing Litigation**, pursuant to Government Code Section 54956.9 (d)(1), **Madera County Farm Bureau vs. Madera County, et al. (MCV 068218)**
- 2.f. **3294: Request for Closed Session:**
Request for Closed Session: Conference with Legal Counsel - **Existing Litigation**, pursuant to Government Code Section 54956.9 (d)(1), **Baker vs. Madera County Sheriff's Department, et. al. (Case no. 16CECG00062)**
- 2.g. **3302: Request for Closed Session:**
Conference with Legal Counsel - **Existing Litigation**, pursuant to Government Code Section 54956.9 (d)(1), **Madera Oversight Coalition, Inc. vs. County of Madera, et al. (MCV073003)**
- 2.h. **3209: Request for Closed Session:**
Conference with Legal Counsel - **Anticipated Litigation**, pursuant to Government Code Section 54956.9 (d)(2), **Significant Exposure to Litigation (TWO CASES)**
- 2.i. **3291: Request for Closed Session:**
Public Employee **Performance Evaluation**, pursuant to Government Code Section 54957, **Title of Position: Veterans Service Officer**

2.j. Report by County Counsel on Closed Session items.

10:00 A.M.

3. INVOCATION AND PLEDGE OF ALLEGIANCE

OPEN AND CLOSE MEETING IN MEMORY OF

- 4. 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 is asked to print their name clearly on the "Speaker" sheet at the podium. Also, all persons addressing the Board may 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 22, 2017.

B. 3165: AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS & MEASURES

Consideration of entering into State Agreement No. 17-0237-SA with the California Department of Food and Agriculture, in the amount of \$3,525.00, for Petroleum Inspections, for Fiscal Year 2017-2018.

C. 3287: BEHAVIORAL HEALTH SERVICES DEPARTMENT

Consideration of approval to adopt a Resolution authorizing application for and receipt of, No Place Like Home (NPLH) Program Technical Assistance Grant funds.

D. 3281: COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT/BUILDING DIVISION

Consideration of entering into an Agreement with Interwest Consulting Group, in an amount not to exceed \$250,000.00, to provide outside plan processing and building inspection services.

- E. 3284: COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT/BUILDING DIVISION**
 Consideration of approval of Receipt of Unanticipated Revenue No. 17-012, in the amount of \$250,000.00, derived from CED Building Inspections - Permit Issuance to Professional Services for outside consulting services to provide plan processing and building inspections, Fiscal Year 2017-2018. **4 Votes Required**
- F. 3295: COUNTY ADMINISTRATION DEPARTMENT**
 Consideration of approval to authorize an extended two-hour lunch break for employees attending the 25th Annual Employees' Lunch in the Park on Friday, September 22, 2017, with scheduling subject to Department Head approval.
- G. 3273: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION**
 Consideration of entering into an Amendment to MCC No. 10830-C-2017 with Kitchell CEM, Inc., in the amount of \$38,260.00, for design services related to the Jail HVAC Project.
- H. 3278: COUNTY ADMINISTRATION DEPARTMENT/HUMAN RESOURCES/OPERATIONS DIVISION**
 Consideration of approval to adopt a Sideletter Agreement with the Mid-Management Bargaining Unit granting overtime (at straight time) to select employees in the following classifications for the months of September, October and November, 2017: Social Worker Supervisor I and Social Worker Supervisor II.
- I. 3210: DEPARTMENT OF CORRECTIONS**
 Consideration of approval of Receipt of Unanticipated Revenue No. 17-010 in the amount of \$527,386.00, derived from DOC Mentally Ill Offender-ST-MIOCR Grant to Perm Salaries, Retirement, Health Insurance, Medical/Dental Lab Supp, Office Expense, Prof/Special Svc, Special Dept Expense, Trans/Travel, for Fiscal Year 2017-2018. **4 Votes Required**
- J. 3211: OFFICE OF INFORMATION TECHNOLOGY**
 Consideration of entering into an Agreement with RSM US LLP, in the amount of \$20,000.00 (expected fees), to provide professional services for Microsoft Dynamics CRM Support for Fiscal Year 2017-2017.
- K. 3283: PROBATION DEPARTMENT**
 California Department of Corrections and Rehabilitation.
1. Consideration of entering into State Agreement No. C5607387 with the California Department of Corrections and Rehabilitation, in an amount not to exceed \$100,000.00, for Emergency Housing and authorize its execution by the Chief Probation Office or his designee.

2. Consideration of entering into State Agreement No. C5607386 with the California Department of Corrections and Rehabilitation, in an amount not to exceed \$100,000.00, for Diagnostic Studies, Treatment Services and Case Referrals, and authorize its execution by the Chief Probation Officer or his designee.
3. Consideration of approval to adopt a Resolution approving and authorizing the execution of agreements with California Department of Corrections and Rehabilitation (Emergency Housing and Diagnostic Studies, Treatment Services and Case Referrals).

L. 3290: PUBLIC HEALTH DEPARTMENT

Outreach and Enrollment Services for Medi-Cal beneficiaries.

1. Consideration of entering into an Amendment to MCC No. 10393A-C-2016 with Centro Binacional Para el Desarrollo Indigena Oaxaqueno (CBDIO), to amend the Term, Scope of Services and Compensation and Costs for AB82 Medi-Cal Outreach, Enrollment and Retention Services, for Fiscal Year 2017-2018.
2. Consideration of approval to authorize the Interim Public Health Director to sign any subsequent documents or amendments to this agreement required for continued services, excluding any amendments to compensation.

M. 3181: SHERIFF-CORONER'S DEPARTMENT

Consideration of approval to adopt a Resolution authorizing the Sheriff to execute all necessary agreements for obtaining financial assistance through the Department of Homeland Security and the California Office of Emergency Services for FY 2017-2018.

N. 3272: SHERIFF-CORONER'S DEPARTMENT

Consideration of entering into an Amendment to MCC NO. 10895-C-2017 with Stericycle to provide medical waste collection and disposal services to the Sheriff-Coroner's Office, and authorize the Chairman to sign.

O. 3077: TREASURER/TAX COLLECTOR DEPARTMENT

Consideration of approval to adopt Resolution reducing the membership of the County Treasury Oversight Committee from seven (7) members to five (5) members.

P. 3286: WATER AND NATURAL RESOURCES DEPARTMENT

Consideration of entering into an Agreement with Davids Engineering, Inc., in the amount of \$119,939.00, for engineering services with Davids Engineering to perform groundwater data compilation and analysis in accordance with the Sustainable Groundwater Management Act.

Q. 3271: BOARD OF DIRECTORS SPECIAL DISTRICT/MAINTENANCE DISTRICT NO. 43, MIAMI CREEK KNOLLS/PUBLIC WORKS DEPARTMENT/MUNICIPAL SERVICES DIVISION

Consideration of approval to adopt a Resolution accepting work and authorizing the Filing of Notice of Completion for MCC No. 10438-C-2015 with Clark Bros., Inc. for construction of the MD-43 (Miami Creek Knolls) water system improvement project in the town of Ahwahnee.

10:00 A.M. HEARINGS

6. PUBLIC HEARINGS:

6.a. 3200: SHERIFF-CORONER'S DEPARTMENT

Hearing to consider adoption of an Ordinance to amend Title 9 of Madera County Code pertaining to Massage Establishments and Therapists and adopt a Resolution for the establishment of Fees.

7. REGULAR SESSION:

7.a. 3293: BOARD OF SUPERVISORS DEPARTMENT - DISTRICT NO. 1

Presentation of a Proclamation recognizing September 2017 as California Rail Safety Month.

7.b. 3296: BOARD OF SUPERVISORS DEPARTMENT

Consideration of approval to proclaim the week of September 17, 2017 through September 23, 2017 as Old Timers' Week in Madera County.

7.c. 3277: COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT/PLANNING DIVISION

Discussion and consideration of approval of the request for fee waiver by the Eastern Madera County Society for Prevention of Cruelty to Animals (SPCA) to waive the necessary fees for permits (building plan check fees).

7.d. 3191: COUNTY ADMINISTRATION DEPARTMENT

Discussion and consideration regarding logo variations for county fleet vehicles and provide direction to staff for the placement of the logo.

7.e. 2979: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION

Manzanita Lake Planning Unit.

1. Discussion and direction to staff on the Manzanita Lake Planning Unit Land Acquisition.
2. Discussion and consideration of entering into an Agreement with the Pacific Forest and Watershed Lands Stewardship Council regarding the donation of \$16,500.00 to the County for land surveying and mapping regarding the Manzanita Lake Planning Unit.

3. Discussion and consideration of approval of Receipt of Unanticipated Revenue No. 17-009, in the amount of \$16,500.00, derived from Contributions & Donations, to be appropriated to Professional & Specialized Services. **4 Votes Required**
 4. Discussion and consideration of entering into an Agreement with Jones Snyder & Associates, in the amount of \$15,000.00, for surveying and mapping services regarding the Manzanita Lake Planning Unit.
 5. Discussion and consideration of approval to adopt a Resolution authorizing the preparation and submission of an Application to the Pacific Forest Watershed Stewardship Council for a Enhancement Program Grant for the Manzanita Lake Planning Unit Land Acquisition, and authorizing the County Administrative Officer on behalf of the Board to sign the application forms.
 6. Discussion and consideration of Ratification of a License Agreement for Non-Invasive Investigation Activities and Confidential Information Exchange and Non-Disclosure Agreement with Pacific Gas & Electric.
- 7.f. **3114: COUNTY ADMINISTRATION DEPARTMENT/HUMAN RESOURCES/OPERATIONS DIVISION**
Discussion and consideration of approval to adopt a Resolution appointing Sarah Honeycutt as Madera County's Director of Child Support Services, effective October 1, 2017.
- 7.g. **3289: COUNTY ADMINISTRATION DEPARTMENT/HUMAN RESOURCES/OPERATIONS DIVISION**
Budget Reorganization
1. Discussion and consideration of approval to reclassify and reallocate the following employee from the position of Employee Benefits Technician II to the position of Personnel Technician II, effective September 1, 2017: Tanya Cam.
 2. Discussion and consideration of approval to amend the Classification Plan by eliminating the classes of Employee Benefits Technician I/II.
- 7.h. **3280: COUNTY COUNSEL/COUNTY ADMINISTRATION DEPARTMENT**
Discussion and direction to staff related to several disputes arising from the terms of the memorandum of understanding between the County of Madera and the Picayune Rancheria of the Chukchansi Indians.
- 7.i. **3274: TREASURER/TAX COLLECTOR DEPARTMENT**
Consideration of entering into an Agreement with AIRBNB for a voluntary collection and remittance of transient occupancy taxes, at a rate of 9% and tourism business improvement district assessment, at a rate of 2% in the unincorporated areas of Madera County, effective October 1, 2017.
- 7.j. **3279: BOARD OF DIRECTORS SPECIAL DISTRICTS/PUBLIC WORKS DEPARTMENT/MUNICIPAL SERVICES DIVISION**

Discussion and direction to staff regarding possible privatization of all County maintained water and sewer districts.

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

9. **SUPERVISORS AND STAFF REPORTS**

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

10. **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: SEPTEMBER 19, 2017, REGULAR CALENDAR
 OCTOBER 10, 2017, REGULAR CALENDAR
 OCTOBER 24, 2017, REGULAR CALENDAR
 NOVEMBER 7, 2017, REGULAR CALENDAR
 NOVEMBER 21, 2017, REGULAR CALENDAR
 DECEMBER 12, 2017, REGULAR CALENDAR
 DECEMBER 19, 2017, REGULAR CALENDAR**