



# BOARD OF SUPERVISORS COUNTY OF MADERA

MADERA COUNTY GOVERNMENT CENTER  
200 WEST 4TH STREET, MADERA, CA 93637  
(559) 675-7700 / FAX (559) 673-3302 / TDD (559) 675-8970  
Agendas available: [www.madera-county.com/supervisors](http://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, November 7, 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 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, 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](http://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 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. **3178: 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. **3468: Request for Closed Session:**  
Conference with Legal Counsel - Existing Litigation, Government Code Section 54956.9 (d)(1), **Canandaigua Wine Company, Inc. vs. County of Madera (F071174 and F071889)**
- 2.c. **3467: Request for Closed Session:**  
Conference with Legal Counsel - **Existing Litigation**, pursuant to Government Code Section 54956.9 (d)(1), **Avila et al v State of California et al (1:15-CV-00996-JAM-EPG)**.
- 2.d. **3459: Request for Closed Session:**  
**Public Employment/Public Employee Appointment**, pursuant to Government Code Section 54957, **Title of Position: Veterans Service Officer**
- 2.e. **3494: Request for Closed Session:**  
Conference with Legal Counsel - **Anticipated Litigation**, pursuant to Government Code Section 54956.9 (d)(4) (**Decision whether to initiate litigation**): **One Case**
- 2.f. **3476: Request for Closed Session:**  
Conference with Legal Counsel - **Anticipated Litigation**, pursuant to Paragraph (2) of Subdivision (d) of Section 54956.9: **Significant Exposure to Litigation (ONE CASE)**
- 2.g. **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 October 24, 2017.

B. **3404: AGRICULTURAL COMMISSIONER/SEALER OF WEIGHTS & MEASURES**

Consideration of entering into Memorandum of Understanding with the California Agricultural Commissioners and Sealers Association (CACASA), in the amount of \$7,502.00, for pesticide use report data entry, for July 1, 2017 to December 31, 2017.

C. **3419: BEHAVIORAL HEALTH SERVICES DEPARTMENT**

Consideration of entering into Agreement with Turning Point of Central California, Inc., in an amount not to exceed \$528,328.00, for the operation of Hope House, for Fiscal Year 2017-2018.

D. **3478: BOARD OF SUPERVISORS DEPARTMENT**

Consideration of approval to appoint Sara Bosse, Director of Public Health to the Fresno-Kings-Madera Regional Health Authority, effectively immediately for an indefinite term.

E. **3483: 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. **3473: CHOWCHILLA WATER DISTRICT**

Consideration of approval to appoint Vincent Taylor and Dan Maddalena to the Chowchilla Water District Board of Directors, for terms ending November 1, 2021.

**G. 3396: COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT/PLANNING DIVISION**

Consideration of approval to adopt a Resolution approving an amendment to the Planning Commission Rules of Order.

**H. 3424: COUNTY ADMINISTRATION DEPARTMENT/GENERAL SERVICES DIVISION**

Consideration of approval of Grant of Easement and Agreement with the City of Madera for an easement for trail, sidewalk, public utility and other municipal services across County-owned property, Assessor's Parcel Number 013-120-011, on North Gateway Drive.

**I. 3475: COUNTY ADMINISTRATION DEPARTMENT/RISK MANAGEMENT & LEGAL SERVICES DIVISION**

Consideration of approval of the Response to the 2016-2017 Grand Jury Report entitled "Madera County Department of Corrections".

**J. 3495: NEW STONE WATER DISTRICT**

Consideration of approval to appoint Al Lion, Jr. and Pearl Lion to the New Stone Water District Board of Directors, for a 4-year term ending January 26, 2022.

**K. 3445: PUBLIC HEALTH DEPARTMENT**

Centers for Disease Control (CDC) Grant from the National Association of County and City Health Officials (NACCHO).

1. Consideration of entering into Grant Agreement No. 2017-092914 with NACCHO, in the amount of \$15,000.00, for the Local Health Department (LHD) Accreditation Support Initiative (ASI) for 2017-2018.
2. Consideration of authorizing the Public Health Director (or Interim) to sign both the Grant Agreement No. 2017-092914 and the Certification of Non-Disbarment; as well as any subsequent documents required for acceptance of funding or execution of this agreement.
3. Consideration of approval of Receipt of Unanticipated Revenue No. 17-031, in the amount of \$15,000.00, derived from Health-Federal Outreach - Federal Other transfer to Profession & Specialized Services, Travel & Training, and Interfund Expend - Program Indirect, for Fiscal Year 2017-2018. **4 Votes Required**

**L. 3434: PUBLIC WORKS DEPARTMENT/ADMINISTRATION DIVISION**

Consideration of approval of Transfer of Appropriations No. 17-33, in the amount of \$70,000.00, transfer from the Fairmead Liner Improvement Fund-Cash Flow Payback to Operating Transfer Out, for Fiscal Year 2017-2018.

**M. 3466: PUBLIC WORKS DEPARTMENT/ADMINISTRATION DIVISION**

Cash Flow Loan from DEGS Trust fund to the Flood Control Agency.

1. Consideration of approval of Receipt of Unanticipated Revenue No. 17-035, in the amount of \$200,000, derived from DEGS Trust Fund - Release of Cash Balance transfer to Cash Flow Loan, Fiscal Year 2017-2018. **4 Votes Required**
2. Consideration of approval of Receipt of Unanticipated Revenue No. 17-036, in the amount of \$200,000.00, derived from Flood Control - Cash Flow Loan transfer to Professional & Specialized Services, for Fiscal Year 2017-2018. **4 Votes Required**

**N. 3343: SHERIFF-CORONER'S DEPARTMENT**

Consideration of entering into an Agreement with A & R Mortuary Services, in the amounts as described within fee schedule, to provide for body transport services to the Sheriff-Coroner's Office Morgue, and authorize the Chairman to sign.

**O. 3447: SHERIFF-CORONER'S DEPARTMENT**

Consideration of approval of Transfer of Appropriations No. 17-030, in the amount of \$42,885.62, transfer from Off Highway Vehicle - Overtime and Domestic Cannabis Eradication Suppression - Overtime to Sheriff Administration - Overtime, for Fiscal Year 2017-2018.

**P. 3450: SHERIFF-CORONER'S DEPARTMENT**

Consideration of approval of Receipt of Unanticipated Revenue No. 17-029, in the amount of \$11,935.94, derived from Sheriff Emergency Operations - FEMA Reimbursement to Special Departmental Expense and Contributions-Other Agencies, for Fiscal Year 2017-2018. **4 Votes Required**

**Q. 3471: SHERIFF-CORONER'S DEPARTMENT**

Consideration of approval 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.

**R. 3417: SHERIFF-CORONER'S DEPARTMENT**

Consideration of approval of Transfer of Appropriations No. 17-026, in the amount of \$10,500.00, transfer from Sheriff Emergency Planning - Special Departmental Expense to Equipment/Furniture > \$5,000, for Fiscal Year 2017-18.

**S. 3439: BOARD OF DIRECTORS SPECIAL DISTRICT/MAINTENANCE DISTRICT NO. 8, NORTH FORK/PUBLIC WORKS DEPARTMENT/ADMINISTRATION DIVISION**

Consideration of approval of Transfer of Appropriations No. 17-34, in the amount of \$16,000.00, transfer from Maintenance District No. 8 North Fork - Appropriations for Contingency to Opt Trans Out Debt Service Fund, for Fiscal Year 2017-2018. **4 Votes Required**

**T. 3461: BOARD OF DIRECTORS SPECIAL DISTRICTS/MAINTENANCE DISTRICT 10, MADERA RANCHOS/PUBLIC WORKS DEPARTMENT/CAPITAL IMPROVEMENT PROJECTS**

Improvements on Blanca Ave and Verde Ave in MD-10, Madera Ranchos.

1. Consideration of entering into an Agreement with Intermountain Slurry Seal, Inc., in the Amount of \$71,396.17, for Road Resurfacing on Blanca Ave and Verde Ave.
2. Consideration of approval to authorize the Public Works Director or Designee to issue the Notice to Proceed.
3. 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. 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.

**U. 3462: BOARD OF DIRECTORS SPECIAL DISTRICTS/MAINTENANCE DISTRICT NO. 10, MADERA RANCHOS/PUBLIC WORKS DEPARTMENT/CAPITAL IMPROVEMENT PROJECTS**

Construction Improvements on Road 37 from Avenue 15 to Avenue 16.

1. Consideration of entering into an Agreement with Agee Construction Corporation, in the amount of \$30,094.30, for construction improvements on Road 37 from Avenue 15 to Avenue 16.
2. Consideration of approval to authorize the Public Works Director or Designee to issue the Notice to Proceed.
3. 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. 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.

**V. 3463: BOARD OF DIRECTORS SPECIAL DISTRICTS/MAINTENANCE DISTRICT NO. 10, MADERA RANCHOS/PUBLIC WORKS DEPARTMENT/CAPITAL IMPROVEMENT PROJECTS DIVISION**  
Road Improvements in MD-10 Madera Ranchos.

1. Consideration of entering into an Agreement with Talley Oil, Inc., in the amount of \$83,736.84, for construction improvements in Maintenance District No. 10 Madera Ranchos.
2. Consideration of approval to authorize the Public Works Director or Designee to issue the Notice to Proceed.
3. 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. 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.

**W. 3441: BOARD OF DIRECTORS SPECIAL DISTRICTS/SERVICE AREA NO. 16, SUMNER HILL/PUBLIC WORKS DEPARTMENT/ADMINISTRATION DIVISION**

Consideration of approval of Transfer of Appropriations No. 17-032, in the amount of \$10,000.00, transfer from Appropriations for Contingency to Professional & Specialized Services, for Fiscal Year 2017-2018. **4 Votes Required**

**X. 3465: BOARD OF DIRECTORS GROUNDWATER SUSTAINABILITY AGENCY/WATER AND NATURAL RESOURCES DEPARTMENT**

Consideration to adopt a Resolution to amend the Boundaries of the Madera County Chowchilla Subbasin Groundwater Sustainability Agency.

**10:00 A.M. HEARINGS**

**6. PUBLIC HEARINGS:**

**6.a. 2869: ANIMAL SERVICES DEPARTMENT**

**Hearing** to consider adoption of an Ordinance amending Chapter 6.04 of Title 6 of the Madera County Code pertaining to Animal Services fees and consideration to adopt a Resolution modifying the Animal Services Fee schedule.

6.b. **3458: COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT/PLANNING DIVISION**

**Hearing** to consider denial of an appeal of the Planning Commission's decision to approve the application of **AT&T Mobility c/o Complete Wireless Consulting, Inc.** for a Conditional Use Permit (CUP #2017-011) to allow a new 104' tall monopole and associated equipment to bring internet access as well as improved telecommunications services to nearby residents, businesses, farms, and travelers. The property is owned by Roque Property, LLC and is located on the south side of Island Drive, approximately 0.90 mile northeast of its intersection with Highway 145 (17650 Island Drive), Madera. The property is zoned ARE-20/MHA (Agricultural, Rural, Exclusive-20 Acre/Manufactured Housing Architectural Review Overlaid) District. Size: 5.33 Acres. APN: 035-010-019. A draft Mitigated Negative Declaration (MND #2017-20) has been prepared concerning the proposed project in compliance with provisions of the California Environmental Quality Act (CEQA) and is available together with the Initial Study at the Madera County Community and Economic Development, Planning Division.

6.c. **3431: COUNTY-CLERK RECORDER/DIVISION OF ELECTIONS AND CLERK OF THE BOARD OF SUPERVISORS**

**Hearing** to consider adoption of an Ordinance adding a section to Title 2.09 to enact electronic filing of campaign documents and Statement of Economic Interest Forms (SEI)-Form 700 with an opt-in program.

1. Candidates and committees have the option of filing electronically or by paper with a mandate for electronic filing by January 1, 2018;
2. Conflict of Economic Interest Statements (SEI) 700 form filers have the option of filing electronically or by paper with a mandate for electronic filing by January 1, 2020.

**7. REGULAR SESSION:**

7.a. **3451: SHERIFF-CORONER'S DEPARTMENT**

Discussion and consideration of approval to hire Ryan Videgain at the "E" Step, Deputy Sheriff II/Intermediate effective December 1, 2017.

7.b. **3438: SOCIAL SERVICES DEPARTMENT**

Presentation of Proclamation naming November 2017 as "National Adoption Month".

7.c. **3491: BOARD OF SUPERVISORS DEPARTMENT**

Discussion and consideration of approval to set the salary step placement of Madera County's Veterans Service Officer.



7.d. **3457: COUNTY ADMINISTRATION DEPARTMENT**

Health & Social Services Office Complex.

1. Presentation of Schematic Design documents for the Health & Social Services Office Facility Complex.
2. Discussion and consideration of approval of a Resolution, approving the execution of property purchase Agreements related to the construction and leasing of County buildings for the Public Health and Social Services Departments.
3. Discussion and consideration of approval of a Resolution, approving the execution of a City of Madera Agreement for Outside City Limits Water and Sewer Connections, Site Work Advance Agreement, Agreement for Liquidated Damages, a Purchase Option Addendum, and Leases related to the construction and leasing of County buildings for the Public Health and Social Services Departments.
4. Discussion and consideration of approval of Receipt of Unanticipated Revenue No. 17-038, in the amount of \$100,000.00, derived from Miscellaneous Revenue, to be appropriated to Health & Social Services Project - Buildings & Improvements. **4 Votes Required**
5. Discussion and consideration of approval of Receipt of Unanticipated Revenue No. 17-040, in the amount of \$6,000,000.00, derived from Health Realignment Funds, to be appropriated to Operating Transfers Out - Capital Project. **4 Votes Required**
6. Discussion and consideration of approval of Receipt of Unanticipated Revenue No. 17-041, in the amount of \$6,000,000.00, derived from Health Realignment Funds, to be appropriated to Health & Social Services Project - Buildings & Improvements. **4 Votes Required**

7.e. **3449: OFFICE OF INFORMATION TECHNOLOGY**

Discussion and consideration of entering into an Agreement with Adaptive Integration, Inc., in the amount of \$483,300.00, for the purchase of audio visual multimedia and room control systems equipment, professional services, and five year parts and labor warranty as part of the Board of Supervisors Chamber's Audio Visual Modernization project.

7.f. **3454: WATER AND NATURAL RESOURCES DEPARTMENT**

Temperance Flat Reservoir Project.

1. Discussion and direction regarding Memorandum of Understanding for coordination, cooperation, and cost sharing on pre-construction activities related to the Temperance Flat Reservoir Project.

2. Consideration of approval of Receipt of Unanticipated Revenue No. 17-039, in the amount of \$100,000.00, derived from General Fund - Appropriations for Contingencies to Water & Natural Resources Department - Contributions to Other Agencies, for Fiscal Year 2017-2018.  
**4 Votes Required**

7.g. **3456: WATER AND NATURAL RESOURCES DEPARTMENT**

Introduction of an Ordinance amending Chapters 13.101 and 13.28 of Title 13 of Madera County Code pertaining to the installation of water flow meters and water level meters regulations and adoption of a Resolution adopting the revised fees for the water flow meter permit; **Waive the Reading and Set the Public Hearing for November 21, 2017 at 10:00 A.M.**

**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: NOVEMBER 21, 2017, REGULAR CALENDAR  
DECEMBER 12, 2017, REGULAR CALENDAR  
DECEMBER 19, 2017, REGULAR CALENDAR**