



County of Fresno

Action Summary - Final

Board of Supervisors

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Buddy Mendes, 4th District, Chairman
Brian Pacheco, 1st District, Vice-Chairman
Andreas Borgeas, 2nd District
Henry Perea, 3rd District
Deborah A. Poochigian, 5th District

Jean M. Rousseau, County Administrative Officer
Daniel C. Cederborg, County Counsel
Bernice E. Seidel, Clerk

Tuesday, March 1, 2016

9:00 AM

Hall of Records

Present: 5 - Supervisor Andreas Borgeas, Chairman Buddy Mendes, Vice Chairman Brian Pacheco, Supervisor Henry Perea, and Supervisor Deborah A. Poochigian

Invocation and Pledge of Allegiance

AMRIK SINGH, HEAD PRIEST OF THE SELMA SIKH TEMPLE GAVE THE INVOCATION AND IKE GREWAL, STAFF ANALYST, FOR THE DEPARTMENT OF BEHAVIORAL HEALTH, LED THE BOARD IN THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY VICE CHAIRMAN PACHECO, THAT THIS AGENDA BE APPROVED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

2. Approve Consent Agenda - Item Numbers 23 - 52

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR PEREA, THAT THE CONSENT BE APPROVED WITH THE EXCEPTION OF ITEMS 24, 30, 46 AND 49 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Board of Supervisors

3. Presentation of Retirement Plaque to - Ivonne Ripolle - Department of Public Works and Planning - 24 Years of Service

PRESENTED RETIREMENT PLAQUE TO IVONNE RIPOLLE

Chairman Mendes and Supervisor Borgeas

4. Proclaim March 7-13, 2016 as Multiple Sclerosis Awareness Week

A MOTION WAS MADE BY SUPERVISOR BERGEAS, SECONDED BY SUPERVISOR PEREA, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-086

Supervisor Perea

5. Proclaim 2016 as Rotary Club of Fresno Year in recognition for its 100 years of service to the City and County of Fresno and the world and hereby acknowledge them for their many accomplishments

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR BERGEAS, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-087

Sheriff/Coroner

6. Receive report on replacement plan for the Sheriff-Coroner's 9-1-1 emergency communications system hardware and software; approve the Sheriff-Coroner's Office's utilization of allocated funding from the State Public Safety Communications Office in the amount of \$538,485 for the equipment upgrade to the 9-1-1 system utilizing Intrado from a State-approved (based on a Request for Proposal) contractor list; approve the Sheriff-Coroner's Office's purchase of replacement seating and computer equipment to be reimbursed by the State of California and adopt resolution increasing FY 2015-16 appropriations and estimated revenues for Sheriff-Coroner Org 3111 in the amount of \$52,994 (4/5 vote); and authorize the Sheriff-Coroner, or her authorized representative to sign claims for reimbursement and approval documents for the 9-1-1 system replacement project

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR BERGEAS, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-088

Administrative Office

7. Consider and take action on request for determination of public convenience or necessity on application for Alcoholic Beverage License Type 21 filed by Navneet Kaur Brar located on 9942 E. Manning Avenue, Selma, CA 93662

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR POOCHIGIAN, TO APPROVE REQUEST FOR DETERMINATION WITH ADDITIONAL CONDITION THAT THE APPLICANT PURCHASE AND INSTALL AN ALARM AND CAMERA SYSTEM WITHIN A YEAR. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Fresno County Employees' Retirement Association

8. Receive and file the Fresno County Employees' Retirement Association Actuarial Valuation and Review report as of June 30, 2015 by The Segal Group; and Accept the Board of Retirement's recommended employer and employee contribution rates for FY 2016-17 as provided for in the Actuarial Valuation and Review report as of June 30, 2015, and in accordance with Government Code Sections 31453 and 31454

DONALD C. KENDIG, CPA, RETIREMENT ADMINISTRATOR NOTED ON RECORD THAT THERE WAS A MISPRINT ON THE AGENDA ITEM UNDER "FISCAL IMPACT" WHICH SHOULD REFLECT THE FOLLOWING: THE ESTIMATED EMPLOYER COST INCREASE (RATHER THAN DECREASE) IN FY 2015-16 IS APPROXIMATELY \$1.89 MILLION FROM \$197.75 MILLION TO \$199.64 MILLION, ASSUMING NO CHANGE IN THE COUNTY OF FRESNO'S PROJECTED COMPENSABLE PAYROLL OF \$383.78 MILLION. A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR BERGEAS, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Probation

9. Approve and authorize the Chairman to execute an Amendment to the Grant Award Agreement with the State of California, Governor's Office of Emergency Services (CAL OES) for the Fresno County's Crime Victim Assistance Center (\$237,223); adopt Budget Resolution increasing the FY 2015-16 appropriations and estimated revenues in the Probation Grant Org 3432 in the amount of \$237,223 (4/5 vote); and approve Amendment to the Salary Resolution adding positions to Probation Grant Org 3432 effective March, 14, 2016 as reflected in Appendix C

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY VICE CHAIRMAN PACHECO, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-092, Resolution No. 16-089, Salary Resolution No. 16-013

Public Works and Planning

10. Approve alternative alignment of Fowler Avenue and Clovis Avenue over High Speed Rail alignment

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY CHAIRMAN MENDES, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Sitting as the Board of Supervisors and Sitting as the Board of Directors of the Water Work Districts 37, 40 and 41W

11. Sitting as the Board of Supervisors: Conduct a public hearing on the Annual Water Conservation Report; adopt resolution declaring Water Conservation Stage Four and impose corresponding regulations within County Service Area No. 30 under Fresno County Ordinance Code Chapter 14.01; adopt resolution declaring Water Conservation Stage Four and impose corresponding regulations within County Service Area No. 32 under Fresno County Ordinance Code Chapter 14.01; adopt resolution declaring Water Conservation Stage Two and impose corresponding regulations within County Service Area No. 34B under Fresno County Ordinance Code Chapter 14.01; adopt resolution declaring Water Conservation Stage Two during the dates of April 1, 2016, through November 30, 2016, and March 2, 2017, through March 31, 2017, and Stage Three during the dates of December 1, 2016, through March 1, 2017, and impose corresponding regulations within County Service Area No. 39 Zones A & B under Fresno County Ordinance Code Chapter 14.01; adopt resolution declaring Water Conservation Stage Two and impose corresponding regulations within County Service Area No. 44D under Fresno County Ordinance Code Chapter 14.01; adopt resolution declaring Water Conservation Stage Two and impose corresponding regulations within County Service Area No. 47 under Fresno County Ordinance Code Chapter 14.01; adopt resolution declaring Water Conservation Stage Four and impose corresponding regulations within County Service Area No. 49 under Fresno County Ordinance Code Chapter 14.01 and; Sitting as the Board of Directors of the respective Districts: Conduct a public hearing on the Annual Water Conservation Report; adopt resolution declaring Water Conservation Stage Two and impose corresponding regulations within Waterworks District No. 37 under Fresno County Ordinance Code Chapter 14.01; adopt resolution declaring Water Conservation Stage Four and impose corresponding regulations within Waterworks District No. 40 under Fresno County Ordinance Code Chapter 14.01; and adopt resolution declaring Water Conservation Stage Two and impose corresponding regulations within Waterworks District No. 41W under Fresno County Ordinance Code Chapter 14.01

CONDUCTED PUBLIC HEARING. RECEIVED PUBLIC TESTIMONY. CLOSED PUBLIC PORTION OF HEARING. A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY SUPERVISOR PACHECO, TO APPROVE RECOMMENDED ACTIONS 2, 3, 4, 5, 8, 10, 11, AND 12 OF AGENDA ITEM. DIRECTED STAFF TO REVISE RESOLUTIONS FOR COUNTY SERVICE AREA 44D MONTE VERDI AND 47 QUAIL LAKES PLACING THEM ON NORMAL WATER CONSERVATION. STAFF TO MONITOR COUNTY SERVICE AREAS 44D AND 47 FOR TWO MONTHS STARTING IN MARCH, 2016, AND IF COUNTY SERVICE AREAS 44D AND 47 DO NOT MAKE THE 25% OR BETTER, COMPARED TO THE SAME MONTHS AS 2013, PLACE COUNTY SERVICE AREAS 44D AND 47 ON STAGE TWO WATER CONSERVATION. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-096 Through Resolution No. 16-105

Public Works and Planning

12. Conduct hearing and receive written protests from County Service Area 34, Zone A, Brighton Crest, property owners on a proposal to increase water service fees, as required under California Constitution Article XIII-D, and, upon completion of the public protest hearing approve (a) if there is not a majority protest, adopt resolution increasing water service fees for County Service Area 34, Zone A, Brighton Crest (4/5 vote) or (b) if there is a majority protest, abandon proceedings to increase water service fees, and direct staff to hold public meeting announcing immediate cost savings steps which could include reduction of services to avoid further deficit spending for County Service Area 34, Zone A; and conduct hearing and receive written protests from County Service Area 34, Zone A, Brighton Crest, property owners on a proposal to increase sewer service fees, as required under California Constitution Article XIII-D, and, upon completion of the public protest hearing approve (a) if there is not a majority protest, adopt resolution increasing sewer service fees for County Service Area 34, Zone A, Brighton Crest (4/5 vote) or (b) if there is a majority protest, abandon proceedings to increase sewer service fees, and direct staff to hold public meeting announcing immediate cost savings steps which could include reduction of services to avoid further deficit spending for County Service Area 34, Zone A

PRIOR TO THE BOARD TAKING ACTION, STAFF ANNOUNCED A TYPOGRAPHICAL ERROR IN THE AGENDA ITEM. IN ORDER TO MEET A MAJORITY PROTEST, THE COUNTY MUST RECEIVE PROPERLY SUBMITTED WRITTEN PROTESTS REPRESENTING AT LEAST 80 PROPERTIES RECEIVING SEWER SERVICE FROM THE COUNTY IN CSA 34A (RATHER THAN 49 AS REFLECTED ON PAGE 5 OF AGENDA ITEM) AS THERE ARE 159 PARCELS WITHIN CSA 34A

CONDUCTED PROTEST HEARING. RECEIVED PUBLIC TESTIMONY. CLOSED PUBLIC PORTION OF HEARING. TABULATED WRITTEN PROTEST LETTERS. CONFIRMED THAT THERE WAS NO MAJORITY PROTEST. A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR MENDES, TO APPROVE RECOMMENDED ACTION 1A AND 2A OF AGENDA ITEM. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-090, Resolution No. 16-091

13. Conduct hearing and receive written protests from County Service Area 34, Zone C, Bella Vista property owners on proposal to increase water service fees, as required under California Constitution Article XIII-D, and, upon completion of the public protest hearing, approve (a) if there is not a majority protest, adopt resolution increasing water service fees for County Service Area 34, Zone C, Bella Vista (4/5 vote) or (b) if there is majority protest, abandon proceedings to increase water service fees, and direct staff to hold public meeting announcing immediate cost savings steps which could include reduction of services to avoid exceeding available revenues for County Service Area 34, Zone C; and conduct hearing and receive written protests from County Service Area 34, Zone C, Bella Vista property owners on proposal to increase sewer service fees, as required under California Constitution Article XIII-D, and, upon completion of the public protest hearing, approve (a) if there is not a majority protest, adopt resolution increasing sewer service fees for County Service Area 34, Zone C, Bella Vista (4/5 vote) or (b) if there is majority protest, abandon proceedings to increase sewer service fees, and direct staff to hold public meeting announcing immediate cost savings steps which could include reduction of services to avoid exceeding available revenues for County Service Area 34, Zone C

CONDUCTED PROTEST HEARING. NO PUBLIC TESTIMONY RECEIVED. CLOSED PUBLIC PORTION OF HEARING. TABULATED WRITTEN PROTEST LETTERS. CONFIRMED THAT THERE WAS NO MAJORITY PROTEST. A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR PACHECO, TO APPROVE RECOMMENDED ACTION 1A AND 2A OF AGENDA ITEM. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-092, Resolution No. 16-093

14. Accept certified voter count on file with Clerk to the Board, dated January 25, 2016, provided by Fresno County Clerk/Registrar of Voters, showing that there are zero registered voters residing in Zone CA of County Service Area No. 35; conduct public protest hearing to consider all objections or protests, if any, to proposed dissolution of Zone CA of County Service Area No. 35; close public protest hearing and direct Clerk to the Board to tabulate timely-submitted written objections to dissolution of Zone CA of County Service Area No. 35; and, depending on the circumstances, approve (A) if more than 50 percent of property owners who own more than 50 percent of assessed value of all taxable property in Zone CA have filed written objections to dissolution, abandon these dissolution proceedings, as well as vacation proceeding or: (B) if no majority protest exists as described in action A, adopt Resolution approving dissolution of Zone CA and terminating assessments on real property for road maintenance; if there is no majority protest in dissolution hearing, adopt required findings and Resolution approving vacation of public road Right-of-Way of W. Melrose Avenue from Cornelia Avenue westerly approximately 1020 feet to end of cul-de-sac if Board finds that (A) the vacation is determined to meet criteria for general vacation, pursuant to Division 9, Part 3, Chapter 3 of California Streets and Highways Code; (B) right-of-way is not useful as a non-motorized transportation facility, pursuant to Section 892 of California Streets and Highway Code; and (C) vacation is consistent with County General Plan

ACCEPTED CERTIFIED VOTER COUNT ON FILE WITH THE CLERK TO THE BOARD, DATED JANUARY 25, 2016, PROVIDED BY FRESNO COUNTY CLERK/REGISTRAR OF VOTERS, SHOWING THAT THERE ARE ZERO REGISTERED VOTERS RESIDING IN ZONE CA OF COUNTY SERVICE AREA NO. 35

CONDUCTED PUBLIC PROTEST HEARING. NO PUBLIC TESTIMONY. A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY SUPERVISOR PEREA TO CLOSE THE PUBLIC PORTION OF PROTEST HEARING. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

STAFF TABULATED WRITTEN PROTEST LETTERS. CONFIRMED THAT THERE WAS NO MAJORITY PROTEST. A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR POOCHIGIAN, TO APPROVE RECOMMENDED ACTION 3B AND 4 A, B, AND C OF AGENDA ITEM. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-094, Resolution No. 16-095

15. Conduct a Public Hearing to Adopt a Resolution of Necessity, authorizing Eminent Domain proceedings, and authorizing deposit funds (\$42,800) with the Fresno County Superior Court for the Fowler Avenue from Elkhorn Avenue to South Avenue Construction Project (4/5 Vote)

THE BOARD, BY CONSENSUS, CONTINUED TO A DATE UNCERTAIN

Board of Supervisors' Committee Reports and Comments

16. Board of Supervisors' Committee Reports and Comments - Receive and provide direction (this item reserved for committee reports by members of the Board of Supervisors)

HELD

Board Appointments

17. Board Appointments - Receive Boards, Commissions and Committees Vacancy Report; and Appoint Applicants as necessary

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR POOCHIGIAN, THAT THE NOMINATION FOR APPOINTMENTS AND REAPPOINTMENT BE APPROVED AS FOLLOWS:

CITIZENS REVIEW PANEL (LIBRARY SALES TAX)

APPOINTED PETER K. ROONEY TO REPLACE JEREMY PRICE (TERM TO 1/7/19)

HOUSING AUTHORITY OF FRESNO COUNTY

REAPPOINTED JOEY FUENTES (TERM TO 2/5/18)

RIVERDALE MEMORIAL DISTRICT

APPOINTED LEONARD ACQUISTAPACE (TERM TO 12/6/19)

THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Public Presentations

18. Public Presentations - This portion of the meeting reserved for persons desiring to address the Board on any matter not on this agenda - Pursuant to Administrative Policy No. 29, presentations are limited to 5 minutes per person and no more than 15 minutes per topic

HELD; THERE WERE NO COMMENTS FROM MEMBERS OF THE PUBLIC

Closed Session

19. Conference with Labor Negotiator (GC 54957.6): Agency Negotiator: Paul Nerland; Employee Organization: All Bargaining Units and Management and Unrepresented Employees - Hours, Wages and Terms and Conditions of Employment

HELD; NO REPORTABLE ACTION

20. Conference with legal counsel - Initiation of Litigation; Government Code Section 54956.9(d) (4) - 3 Cases

BY UNANIMOUS VOTE, THE BOARD AUTHORIZED COUNTY COUNSEL TO INITIATE LITIGATION IN A CODE ENFORCEMENT MATTER AGAINST PAUL TERRELL, DELORES P. TERRELL AND DAVID L. TERRELL AS TRUSTEES OF THE TERRELL FAMILY TRUST, OWNERS OF THE PROPERTY LOCATED AT 330 S. BUSH AVENUE, FRESNO, FOR THE MAINTENANCE OF A NUISANCE AND AGAINST DAVID J. SIEMENS, OWNER OF PROPERTY LOCATED AT 408 W. SANTA ANA, FRESNO, FOR THE MAINTENANCE OF A NUISANCE

- 21.** Conference with Real Property Negotiators - Government Code 54956.8. Property: Undeveloped land at Turner and Armstrong in the Fancher Creek Development; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Fancher Creek Properties LLC., Under Negotiations: Instructions to County's negotiator may concern purchase of properties, price, terms and conditions
HELD; NO REPORTABLE ACTION
- 22.** Conference with legal counsel – Significant Exposure to Litigation - Government Code section 54956.9(d)(2) (1 Case)
HELD; NO REPORTABLE ACTION

Adjourn

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR POOCHIGIAN, TO ADJOURN THE MEETING. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Consent

A MOTION WAS MADE BY SUPERVISOR BERGEAS, SECONDED BY SUPERVISOR PEREA, THAT THE CONSENT BE APPROVED WITH THE EXCEPTION OF ITEMS 24, 30, 46 AND 49 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Board of Supervisors

23. Approve minutes of meeting for February 9, 2016

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Chairman Mendes and Supervisor Perea

24. Authorize the Director of the Department of Social Services to submit an application to the California Department of Social Services to implement the CalFresh Restaurant Meals Program in Fresno County

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY CHAIRMAN MENDES, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 3 - Mendes, Pacheco, and Perea

Noes: 2 - Borgeas, and Poochigian

Assessor/Recorder

25. Adopt a resolution increasing the FY 2015-16 appropriations and estimated revenues for the Assessor-Recorder Org 0420 in the amount of \$758,909 (4/5 vote); and, Adopt a resolution increasing the FY 2015-16 appropriations for Assessor AB-818 Org 1040 in the amount of \$758,909 (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-061, Resolution No. 16-062

Auditor Controller-Treasurer/Tax Collector

26. Receive and file the County of Fresno Comprehensive Annual Financial Report (CAFR) for the fiscal year ended June 30, 2015

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

County Clerk/Registrar of Voters

27. Adopt a Resolution approving the County Clerk/Registrar of Voters to conduct a Consolidated School and School Recall Special Election on April 12, 2016 for Golden Plains Unified School District and Raisin City Elementary School District

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-063

Sheriff/Coroner

28. Approve and authorize the Clerk to the Board to execute Budget Transfer No. 25 (\$60,000) transferring FY 2015-16 appropriations within the Sheriff-Coroner Org 3111, from Account 7400 (Special Departmental Expense), to Account 8300 (Equipment) for the purchase and up-fitting of one replacement vehicle for the Sheriff-Coroner's Boating Unit

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

29. Adopt Budget Resolution increasing the FY 2015-16 appropriations and estimated revenues in the Sheriff-Coroner Org 3111 in the amount of \$155,000 for the purchase of three new vehicles and equipment for the Sheriff-Coroner's Civil Unit (4/5 vote); adopt Budget Resolution increasing FY 2015-16 appropriations in the Debtor Assessment Fee Org 1454 in the amount of \$110,000 (4/5 vote); and adopt Budget Resolution increasing FY 2015-16 appropriations in the Sheriff Automated GC 26731 Org 1455 in the amount of \$45,000 (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-064, Resolution No. 16-065, Resolution No. 16-066

30. Approve and authorize the Chairman to execute an Agreement with Future Ford of Clovis to provide vehicle maintenance services and parts for the Sheriff-Coroner's Office, Department of Public Works and Planning, and Internal Services Department effective March 1, 2016 through February 28, 2021, not to exceed five consecutive years, which includes a three-year base contract and two optional one year extensions, total not to exceed (\$1,875,000); and approve and authorize the Chairman to execute an Agreement with Lithia Ford of Fresno to provide vehicle maintenance services and parts for the Sheriff-Coroner's Office, Department of Public Works and Planning, and Internal Services Department effective March 11, 2016 through February 28, 2021, not to exceed five consecutive years, which includes a three-year base contract and two optional one year extensions, total not to exceed (\$1,225,000)

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY VICE CHAIRMAN PACHECO, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 4 - Borgeas, Mendes, Pacheco, and Perea

Noes: 1 - Poochigian

Agreement No. 16-084, Agreement No. 16-085

Administrative Office

31. Adopt Resolution consenting to Inclusion of Properties within the County's Jurisdiction in California Home Financing Community Facilities District No. 2014-1 (Clean Energy) to Finance Renewable Energy Generation, Energy Efficiency, Water Conservation and Electric Vehicle Charging Infrastructure Improvements and Consenting to the California Home Finance Authority's Levy of Special Taxes to Secure Repayment of Such Financing, subject to the execution of the Agreement in Recommended Action 3; and adopt Resolution consenting to Inclusion of Properties within the County's Unincorporated Area in the CHF PACE Program to Finance Renewable Energy Generation, Energy and Water Efficiency Improvements and Electric Vehicle Charging Infrastructure and Consenting to the California Home Finance Authority's Levy of Voluntary Contractual Assessments to Secure Repayment of Such Financing, subject to the execution of the Agreement in Recommended Action 3; and authorize the County Administrative Officer or his designee(s) to execute, subject to the approval of County Counsel and the Auditor-Controller/Treasurer-Tax Collector, an Agreement for the Collection of Taxes and Special Contractual Assessments; and authorize the County Administrative Officer or his designee(s) to execute, subject to the approval of County Counsel and the Auditor-Controller/Treasurer-Tax Collector, any subsequent documents necessary to implement the actions above

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-067, Resolution No. 16-068

32. Adopt Resolution proclaiming continuation of the local emergency status as a result of the 2016 Drought Conditions

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-069

33. Adopt Resolution proclaiming continuation of the local emergency status relating to the extremely high levels of tree mortality and hazardous conditions created by the drought and request that the Governor immediately declare a state of emergency for Fresno County

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-070

Internal Services

34. Approve and authorize the Chairman to execute Amendment One to Agreement No. 11-478 with Lincoln Training Center for janitorial services to increase the total five year maximum Agreement cost to \$1,264,068, effective upon execution

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 11-478-1

35. Adopt Budget Resolution increasing FY 2015-16 appropriations and estimated revenues for the Internal Services Department- Information Technology Services-ISF Org 8905 in the amount of \$3,259,009 (4/5 vote); Adopt Budget Resolution increasing FY 2015-16 appropriations and estimated revenues for the Welfare Advance Fund Organization 1120 in the amount of \$2,051,014 (4/5 vote); Adopt Budget Resolution increasing FY 2015-16 appropriations for the Protective Services Subaccount Organization 6210 in the amount of \$95,164 (4/5 vote); Adopt Budget Resolution increasing FY 2015-16 appropriations and estimated revenues for the Department of Social Services ISD Org 56108550 in the amount of \$2,146,178 (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No.16-071, Resolution No. 16-072, Resolution No. 16-073, Resolution No. 16-074

Library

36. Approve the Salary Resolution Amendment for the Fresno Public Library Organization 7511 as reflected on Appendix "E", adding (1) Library Development Program Coordinator and place in partial combination with existing Staff Analyst, Library Facilities Coordinator, and Accountant positions (no additional positions added) effective 3/14/2016

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Salary Resolution No. 16-010

Personnel Services

37. Approve the Salary Resolution Amendments separating the Deputy Public Administrator/Guardian I/II classification series into two distinct classification series' for the District Attorney-Public Administrator's Office and the Department of Behavioral Health, as reflected on Appendix "A," effective March 14, 2016; and, approve the Addendum to the Memorandum of Understanding (MOU) for Representation Unit 22 - Professional, Para-professional, and Technical Employees, represented by SEIU Local 521, regarding the separation of the Deputy Public Administrator/Guardian I/II classification series effective March 14, 2016

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Salary Resolution No. 16-011

Probation

38. Approve and authorize the Chairman to execute Second Amendment to Agreement #11-105 with B.I. Incorporated, extending the term through June 30, 2016 with no increase in the agreement maximum of \$3,280,000

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 11-105-2

Public Defender

39. Approve amendment to the Salary Resolution regarding the Public Defender's administrative structure, as reflected on Appendix "D", adding one Chief Defense Attorney position in combination with the existing Defense Attorney series without increasing the total number of Attorney positions in Public Defender Org 2880 effective March 14, 2016

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Salary Resolution No. 16-012

40. Retroactively authorize the Public Defender's previous submittal of grant application to The California Endowment for the Connecting Formerly Incarcerated Individuals to Health Resources Grant; approve and authorize the Chairman to execute retroactive Agreement 20162616 with The California Endowment for the period of January 15, 2016 through January 14, 2017 (\$25,000); adopt Budget Resolution increasing the FY 2015-16 appropriations and estimated revenues in the Public Defender Org 2880 in the amount of \$25,000 (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-088, Resolution No. 16-075

Public Health

41. Approve and authorize the Chairman to execute the Second Amendment to Agreement No. 14-103 with Priority Dispatch Corporation for purchase of additional software licenses and equipment, effective March 1, 2016 through March 24, 2019 (\$354,000); adopt Budget Resolutions increasing FY 2015-16 appropriations for the Department of Public Health Contingency Fines & Penalties Special Revenue Fund Org 1151 in the amount of \$285,332 (4/5 vote); and, adopt Budget Resolution increasing FY 2015-16 appropriations and estimated revenues for Department of Public Health Org 5620 in the amount of \$285,332 (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 14-103-2, Resolution No. 16-076, Resolution No. 16-077

42. Approve and authorize the Clerk to the Board to execute Budget Transfer No. 26 (\$55,000) transferring appropriations within the Department of Public Health Org 5620; and, adopt resolution increasing FY 2015-16 appropriations and estimated revenues for the Internal Service Department - Fleet Services-Equipment Org 8911 in the amount of \$55,000 (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-078

Public Works and Planning

43. Authorize Department of Public Works and Planning staff to apply for United States Department of Agriculture Emergency Community Water Assistance Grant for County Service Area 39AB (Beran Way/Prospect) for project costs of connecting seven residential properties along Church Ave east of Valentine Ave to County Service Area 39AB water system; and direct Department of Public Works and Planning staff to negotiate agreement with Self Help Enterprises for administration of grant and design and construction of improvements needed for connecting seven residential properties along Church Ave east of Valentine Ave to County Service Area 39AB, including limitations on County's liability to United State Department of Agriculture and for cost overruns on project

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

44. Adopt Resolution authorizing conditional transfer of one sewer equivalent dwelling unit from Assessor's Parcel Number 136-350-30 to Assessor's Parcel Number 130-390-76

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-079

45. Accept recommended projects list for Fresno Council of Governments as candidate projects for Regional Congestion Mitigation and Air Quality and Regional Surface Transportation Program Applications for program funding; and adopt Resolution regarding project delivery schedules utilizing Federal funding

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-080

46. Approve and authorize Chairman to execute Cooperative Agreement with City of Fresno for Grantland Avenue and Shaw Avenue Traffic Signal Project (\$71,341)

A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY SUPERVISOR BERGEAS, THAT THIS MATTER BE APPROVED AS RECOMMENDED. DIRECTED STAFF TO PURSUE DISCUSSIONS WITH THE CITY OF FRESNO REGARDING COST SHARING OF TRAFFIC IMPROVEMENTS WITHIN THE SPHERE OF INFLUENCE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-094

- 47.** Approve and authorize Chairman to execute Agreement with Shockley Terrace, LP for HOME Investment Partnerships Program funds for development of Shockley Terrace Apartments in City of Selma (\$700,000); and authorize Director of Public Works and Planning, or his designee, to execute all loan and related documents necessary to the project, including any amendments thereto, subject to prior review and approval of County Counsel and Auditor-Controller/Treasurer-Tax Collector, as shall be necessary for the purpose of developing the Project as described in Section 1 of the Agreement

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-090

- 48.** Adopt Resolution approving labor compliance program to be implemented for projects funded, in any part, by bond proceeds issued pursuant to Division 43 of Public Resources Code, and directing the Director of Department of Public Works and Planning, or his or her designee, to apply to State of California, Department of Industrial Relations for approval of County's labor compliance program; and authorize Director of the Department of Public Works and Planning, or his or her designee, to amend the County's Labor Compliance Program Manual, as required to comply with any changes to labor codes or Department of Industrial Relations guidelines, and as necessary to conform to funding program requirements

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-081

- 49.** Approve and authorize Chairman to execute Agreement with JPJ Incorporated to temporarily liquidate excess capacity operations and maintenance cost of County Service Area 34 wastewater treatment facilities in amount of \$21.53 per month per connection for two years in County Service Area 34, Zone A (Brighton Crest) and Zone C (Bella Vista)

A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY SUPERVISOR PEREA, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-095

Sitting as the Board of Directors of Waterworks District No. 38

50. Adopt Resolution authorizing Director of Department of Public Works and Planning, or his or her designee, to submit financial assistance application to State Water Resources Control Board, Clean Water State Revolving Fund, for funding for construction of improvements to wastewater treatment facilities serving Waterworks District No. 38, and designating the Chairman as Authorized Representative to execute financing agreement and Director of Public Works and Planning, or his or her designee, as Authorized Representative for all other purposes, including giving required assurances, certifications, and commitments (\$600,000), and adopt Resolution relating to reimbursement from State Water Resources Control Board, Clean Water State Revolving Fund, increasing maximum principal amount for capital expenditures for Wastewater Treatment Facility Improvements for facility serving Waterworks District No. 38 (\$600,000)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-082, Resolution No. 16-083

Sitting as the Board of Directors for Waterworks District No. 40

51. Adopt Resolution authorizing Director of Department of Public Works and Planning, or his or her designee, to submit financial assistance application to State Water Resources Control Board, Drinking Water State Revolving Fund, for funding for construction of improvements to drinking water facilities serving Improvement Zone 1 of Waterworks District No. 40, and designating Chairman as Authorized Representative to execute financing agreement and Director of Department of Public Works and Planning, or his or her designee, as Authorized Representative for all other purposes, including giving required assurances, certifications, and commitments (\$1,145,000); and adopt Resolution relating to reimbursement from State Water Resources Control Board, Drinking Water State Revolving Fund, for capital expenditures for drinking water facility improvements serving Improvement Zone 1 of Waterworks District No. 40 (\$1,145,000)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-084, Resolution No. 16-085

Social Services

52. Approve and authorize the Chairman to execute a retroactive Agreement with the California Department of Social Services for participation in the Permanency Innovations Initiative, effective September 30, 2015 through September 29, 2016 (\$297,648) ; authorize the Director of the Department of Social Services to issue stipends of varying amounts to non-County employee community members for participation in the Permanency Innovations Initiative, effective September 30, 2015 through September 29, 2016

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-091