



County of Fresno

Action Summary - Final

Board of Supervisors

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Steve Brandau, 2nd District, Chairman
Brian Pacheco, 1st District, Vice-Chairman
Sal Quintero, 3rd District
Buddy Mendes, 4th District
Nathan Magsig, 5th District

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

Tuesday, March 23, 2021

10:00 AM

Hall of Records

PURSUANT TO CALIFORNIA GOVERNOR GAVIN NEWSOM'S EXECUTIVE ORDER N-25-20 ON MARCH 12, 2020, RELATING TO THE CONVENING OF PUBLIC MEETINGS IN LIGHT OF THE COVID-19 PANDEMIC, SUPERVISOR QUINTERO ATTENDED THE MEETING TELEPHONICALLY AND PARTICIPATED IN THE MEETING TO THE SAME EXTENT AS HE WAS PRESENT

Present: 5 - Chairman Steve Brandau, Supervisor Nathan Magsig, Supervisor Buddy Mendes, Vice Chairman Brian Pacheco, and Supervisor Sal Quintero

Invocation and Pledge of Allegiance

FRESNO COUNTY CHIEF PROBATION OFFICER KIRK HAYNES GAVE THE INVOCATION AND LED THE BOARD OF SUPERVISORS IN THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

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

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

2. Approve Consent Agenda - Item Numbers 18 - 50

A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR MAGSIG, THAT THIS CONSENT AGENDA BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Board of Supervisors

3. Presentation of Retirement Plaque to Michael M. Zapata - Department of the Assessor-Recorder - 20 Years of Service

PRESENTED RETIREMENT PLAQUE TO MICHAEL M. ZAPATA

Chairman Brandau

- 4. Proclaim April 2021 as Child Abuse Prevention Awareness Month

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

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 21-074

Administrative Office

- 5. Receive presentation from Paul Yoder and Michael Corbett, State lobbyists, regarding legislative actions

RECEIVED

- 6. Adopt recommended changes to the Fresno County State Legislative Platform; authorize the Chairman to execute letters of support, or opposition, in accordance with the platform; and authorize the County Administrative Office to work with the County’s State Legislative Delegation, Sacramento lobbyists, and/or other necessary parties to support, or oppose, legislation in accordance with the platform

A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR MAGSIG, THAT THIS MATTER BE APPROVED AS RECOMMENDED AND INCORPORATE ADDITIONAL BULLET POINTS TO THE FRESNO COUNTY STATE LEGISLATIVE PLATFORM AS FOLLOWS: ENERGY AIR QUALITY: 1) SUPPORT OF LOCAL OIL AND GAS INDUSTRY; 2) MAJOR LEGISLATIVE ISSUES: SUPPORT OF LOCAL OIL AND GAS INDUSTRY; AND 3) SPECIFIC 2021 PROPOSED LEGISLATION: SUPPORT ASSEMBLY BILL 1078; OPPOSE SENATE BILL 467, 559. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

- 7. Receive Mid-Year Budget Report for Fiscal Year 2020-21; and, approve proposed schedule for the Recommended Budget and adoption of the Fiscal Year 2021-22 Budget, which incorporates a Recommended Budget by June 22, 2021 with proposed adjustments to this Recommended Budget to be presented beginning September 13, 2021

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

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Public Works and Planning

8. Consider petition for partial Cancellation of Agricultural Land Conservation Contract No. 5705 filed by Gary L. Roberts to remove from Williamson Act contract a 2.50-acre portion of a 20-acre parcel (gross acreage) located on east side of Thompson Avenue, between Jensen Avenue and North Avenue, approximately one and three quarter-miles west of the nearest city limits of City of Sanger (2374 S. Thompson Avenue) (APN 332-021-22); if your Board is able to make five required findings for Cancellation under Government Code, Section 51282(b), adopt a Resolution authorizing partial Cancellation of Agricultural Land Conservation Contract No. 5705 based on the five Consistency Findings listed under Government Code, Section 51282(b); and authorize Chairman to sign Certificate of Tentative Cancellation and approve recordation of Certificate of Cancellation when all conditions included in Certificate of Tentative Cancellation have been satisfied

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

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 21-075

9. Conduct public hearing to receive testimony on proposed amendments to County community development and housing programs; approve amendment to the 2020-21 Annual Action Plan to reflect additional funding for Community Development Block Grant and HOME Investment Partnerships programs, and identify planned uses for the additional funds; authorize Director of the Department of Public Works and Planning to execute Standard Form 424, Certifications, and Entitlement Grant Agreement for additional funding; adopt Budget Resolution increasing FY 2020-21 appropriations and estimated revenues for Community Block Grant Program, Fund 0001, Subclass 10000, Org 7205 in the amount of \$253,282 (4/5 vote); and adopt Budget Resolution increasing FY 2020-21 appropriations and estimated revenues for HOME Grant Program, Fund 0001, Subclass 10000, Org 5512-2008 in the amount of \$109,565 (4/5 vote)

CONDUCTED PUBLIC HEARING. NO PUBLIC TESTIMONY RECEIVED. CLOSED PUBLIC HEARING. A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 4 - Brandau, Magsig, Mendes, and Pacheco

Absent: 1 - Quintero

Resolution No. 21-076, Resolution No. 21-077

10. Consider and Adopt Resolution accepting 2020 General Plan Annual Progress Report

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

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 21-078

Board of Supervisors' Committee Reports and Comments

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

SUPERVISOR MAGSIG REPORTED SPEAKING WITH DEVELOPERS REGARDING THE UNCERTAINTY SURROUNDING AROUND VEHICLE MILES TRAVELED (VMT) AND WANTED THE COUNTY TO LOOK AT DEVELOPING STANDARD MITIGATION THAT COULD BE COMMUNICATED TO THE DEVELOPMENT COMMUNITY. THE DEVELOPMENT COMMUNITY HAS EXPRESSED CONCERNS THAT VMT COMPLIANCE COULD COST UP TO \$40,000 PER UNIT. HERE IN THE CENTRAL VALLEY, WE CAN'T ABSORB THAT COST AS WE ARE AN ECONOMICALLY DEPRESSED REGION. SUPERVISOR MAGSIG MET WITH REPRESENTATIVES OF PG&E WHO ARE CURRENTLY CREATING A PROGRAM TO PARTNER WITH THE COUNTY WHERE PG&E WILL GO ON PRIVATE PROPERTY TO REMOVE TREES THAT ARE IN CLOSE PROXIMITY TO STRUCTURES AT NO COST, HOWEVER, THE COUNTY WOULD BE RESPONSIBLE TO DISPOSE OF THE TREES. SUPERVISOR MAGSIG EXPRESSED HIS SUPPORT IF THERE IS A WAY FOR PG&E AND THE COUNTY TO WORK TOGETHER TO HELP THE RESIDENTS IMPACTED BY THE CREEK FIRE. VICE CHAIRMAN PACHECO ANNOUNCED THAT TODAY IS NATIONAL AG DAY, STATING THAT WHILE FARMING MAY NOT BE GLAMOROUS AND HIGH PROFILE, IT IS STEADY AND CONSISTENT AND THUS FRESNO COUNTY ENJOYS BEING THE #1 AG COUNTY, NOT ONLY IN THE STATE, BUT IN THE UNITED STATES. VICE CHAIRMAN PACHECO ALSO INDICATED THAT HE HAS RECEIVED SEVERAL INQUIRIES FROM THE PUBLIC REGARDING REDISTRICTING AND WHAT IS THE COUNTY'S PLANS, TIMETABLE, AND STATUS FOR REDISTRICTING. CHIEF OPERATING OFFICER (COO) PAUL NERLAND REPORTED THAT STAFF IS DEVELOPING A WEBPAGE ON REDISTRICTING AND WILL BE SCHEDULING AN AGENDA ITEM FOR THE NEXT BOARD MEETING TO DISCUSS THIS TOPIC AND SEEK BOARD DIRECTION. VICE CHAIRMAN PACHECO ALSO REPORTED THAT TOGETHER WITH SUPERVISOR MENDES AND COUNTY COUNSEL, THE FIRST DRAFT OF THE MOBILE HOME ORDINANCE WAS REVIEWED, CHANGES WERE RECOMMENDED AND ONCE THE CHANGES HAVE BEEN ADDED, THEY WILL MEET WITH MEMBERS OF THE PUBLIC TO GET THEIR INPUT AND THE AGENDA ITEM SHOULD BE COMING TO THE BOARD IN A COUPLE OF WEEKS TO ADDRESS IT AS A BODY. CHAIRMAN BRANDAU EXPRESSED HIS BELIEF THE TIME HAS COME TO LIFT FRESNO COUNTY'S DECLARATION FOR EMERGENCY REGARDING COVID-19 AND PHILOSOPHICALLY HAS A DIFFICULT TIME WITH THE FACT THAT THE DECLARATION OF EMERGENCY HAS LASTED A YEAR. CHAIRMAN BRANDAU REQUESTED THAT AT THE NEXT BOARD MEETING THE BOARD MAKE A DECISION IF THERE IS STILL A NEED FOR THE DECLARATION, AND REGARDLESS OF THE OUTCOME, THE COUNTY WOULD STILL REMAIN ENTIRELY UNDER THE RULES AND REGULATIONS OF THE STATE'S STATE OF EMERGENCY. CHAIRMAN BRANDAU REPORTED DISCUSSING WITH SUPERVISOR MAGSIG WHO LEARNED THAT 14 COUNTIES HAVE RESCINDED THEIR DECLARATION AND IT APPEARS THAT THERE IS NO SERIOUS RAMIFICATIONS FINANCIAL OR SERVICE RELATED TO THOSE COUNTIES. SUPERVISOR MAGSIG ACKNOWLEDGED THE NEED FOR THIS DISCUSSION AND NOTED THAT ONE OF THE PRIMARY REASONS FOR THE ORIGINAL DECLARATION WAS THAT THERE WAS NO VACCINE OR TREATMENT FOR THE VIRUS. THIS IS NOT THE SITUATION TODAY. SUPERVISOR MAGSIG EXPRESSED SUPPORT FOR HAVING THE BOARD CONSIDER THIS ISSUE. CHAIRMAN BRANDAU INFORMED THE BOARD THAT HE SPOKE WITH COUNTY ADMINISTRATIVE OFFICER JEAN ROUSSEAU AND COO PAUL NERLAND ABOUT FORMING AN AD-HOC COMMITTEE TO DISCUSS THE FRESNO COUNTY DISBURSEMENTS OF THE AMERICAN RECOVERY ACT MONEY. SUPERVISOR MAGSIG STATED INTEREST IN SERVING ON THE COMMITTEE AND RECEIVED CONSENSUS OF THE BOARD. THE DEPARTMENTS WILL MAKE THEIR RECOMMENDATIONS FOR THE MONIES, BUT THE AD-HOC COMMITTEE WILL HEAR THE RECOMMENDATIONS AND PROVIDE THE BOARD'S WISHES, PRIOR TO THE FULL RECOMMENDATION GOING BEFORE THE BOARD FOR FINAL APPROVAL

Board Appointments

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

A MOTION WAS MADE BY CHAIRMAN BRANDAU, SECONDED BY SUPERVISOR MAGSIG, THAT THE NOMINATION FOR REAPPOINTMENT BE APPROVED AS FOLLOWS:

**FRESNO REGIONAL WORKFORCE DEVELOPMENT BOARD
REAPPOINTED RAINE BUMATAY (TERM TO EXPIRE 11/01/2022)**

THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Public Presentations

13. 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 3 minutes per person and no more than 15 minutes total per topic

HELD; RECEIVED

Closed Session

14. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) (2 Cases)

HELD; NO REPORTABLE ACTION

15. Conference with legal counsel – Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (2 Cases)

HELD; NO REPORTABLE ACTION

16. Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Hollis Magill; Employee Organization: All Bargaining Units and Management and Unrepresented Employees - Hours, Wages and Terms and Conditions of Employment

HELD; NO REPORTABLE ACTION

17. Conference with Legal Counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - Tracy Sink v. County of Fresno; Workers' Compensation Appeals Board Number ADJ12352033

HELD; NO REPORTABLE ACTION

17.1 Conference with Real Property Negotiators - Government Code, Section 54957(a); UMC Campus located at the corner of South Cedar Avenue and East Kings Canyon Road, Fresno, CA; County Negotiator: Jean M. Rousseau or designee. Negotiating Parties: CMG, Inc. Under negotiations: Instructions to County's negotiator may concern sale, lease and escrow terms and conditions including price

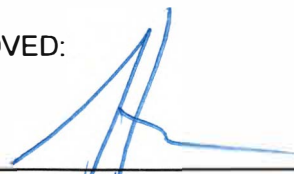
PRIOR TO DISCUSSING ITEM 17.1, SUPERVISOR QUINTERO RECUSED HIMSELF DUE TO A CONFLICT OF INTEREST. HELD; RECEIVED PUBLIC TESTIMONY PRIOR TO RECESSING TO CLOSED SESSION. NO REPORTABLE ACTION

Adjourn

A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR MAGSIG, THAT THIS MEETING BE ADJOURNED FOLLOWING CLOSED SESSION. THE MOTION CARRIED BY THE FOLLOWING VOTE:


Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

APPROVED:



STEVE BRANDAU, CHAIRMAN OF THE BOARD OF SUPERVISORS OF THE COUNTY OF FRESNO

ATTEST:

BY: 

BERNICE E. SEIDEL
CLERK OF THE BOARD OF SUPERVISORS
COUNTY OF FRESNO, STATE OF CALIFORNIA

APPROVED ON April 13, 2021

CONSENT AGENDA

A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR MAGSIG, THAT THIS CONSENT AGENDA BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Board of Supervisors

- 18. Approve minutes of meeting for March 9, 2021

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

- 19. Approve the Conflict of Interest Codes for the Fresno County Board of Education and Fresno County Superintendent of Schools

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Supervisor Magsig

- 20. Adjourn in Memory of Gloria Smith, a longtime Fresno County resident who was always gracious and encouraging

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

- 21. Adjourn in Memory of Dr. Noel Smith, a longtime Fresno County resident and doctor who had a calling in providing medical care to the medically underserved

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Supervisor Pacheco and Supervisor Magsig

- 22. Adopt Resolution urging Governor Newsom to use his administrative authority to adopt the federal weekly hours work standard for herders in California

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 21-056

Sheriff/Coroner/Public Administrator

23. Approve and authorize the Chairman to execute retroactive Amendment III to Agreement No. A-18-169 with California Forensic Medical Group, Incorporated effective January 1, 2021 to increase the maximum compensation provided under the Agreement by \$5,261,182 to a total of \$129,627,205 to pay for an additional six months (January 1, 2021 to June 30, 2021) of COVID-19 testing and treatment(s) for Jail inmates and pay COVID-19 related pharmaceutical and congregate living costs, with no change to the term of July 1, 2018 through June 30, 2023; and adopt Budget Resolution increasing FY 2020-21 appropriations for Sheriff-Coroner-Public Administration's Org 3111 in the amount of \$8,041,094 to allow for the payment and reimbursement of eligible COVID-19 expenses (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 18-169-3, Resolution No. 21-057

24. Adopt Budget Resolution increasing the FY 2020-21 appropriations and estimated revenues for Sheriff-Coroner-Public Administrator Org 3111 in the amount of \$3,223,669 to offset the unbudgeted cost associated with the inmate population waiting for transfer to the State Prison System due to the COVID-19 Public Health Emergency (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 21-058

25. Adopt Budget Resolution increasing the FY 2020-21 appropriations and estimated revenues for Sheriff-Coroner-Public Administrator Org 3111 in the amount of \$1,000,000 for the purchase of two vehicles, additional radios and computers (4/5 vote); and adopt Budget Resolution increasing the FY 2020-21 appropriations for Special Revenue Fund Sheriff-Coroner-Public Administrator Inmate Welfare Fund Org 1500 in the amount of \$1,000,000 (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 21-059, Resolution No. 21-060

Administrative Office

26. Receive the Fresno County Zoo Authority 2019-20 Annual Report

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

27. Accept the Fresno Council on Child Abuse Prevention's 2019-20 Annual Report

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

28. Ratify Agreement with Fresno Community Hospital and Medical Center for the reimbursement of expenses related to providing testing, hospitalization, and intensive care treatment of County COVID-19 patients previously executed by the County Administrative Officer acting as the Emergency Services Director, effective April 1, 2020 through December 31, 2021, with expense reimbursement for costs incurred between April 1, 2020 and December 31, 2020, total not to exceed \$2,500,000

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

29. 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 continue to provide resources and support to mitigate risk of falling trees and increased fire hazard

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 21-061

30. Adopt Resolution proclaiming continuation of the local emergency status relating to the 2020 Creek Fire and request that the Governor continue to provide resources and support to mitigate and recover from this wildfire; and adopt Resolution proclaiming continuation of the Local Health Emergency, due to the public health threat of the 2020 Creek Fire

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 21-062, Resolution No. 21-063

Behavioral Health

31. Approve and authorize the Chairman to execute a retroactive Cooperative Revenue Agreement with California State Department of Rehabilitation for a vocational rehabilitation grant match and supported employment services to individuals with a serious mental illness, which will supersede Agreement No. 17-611, effective January 1, 2020 through June 30, 2020, total not to exceed \$31,515

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 21-082

32. Approve and authorize the Chairman to execute an Agreement with Exodus Recovery, Inc., for housing supportive services to tenants with serious mental illness, effective April 1, 2021, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$1,244,556

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 21-083

33. Authorize the Chairman to execute, upon review and approval by County Counsel as to legal form and the Auditor-Controller/Treasurer-Tax Collector as to accounting form, the Standard Agreement 20-NPLH-14601, in substantially the same form as the draft included as Attachment A, with the California Department of Housing and Community Development for construction of Butterfly Gardens, a supportive housing project funded in Round Two of the No Place Like Home Competitive Allocation Program, effective upon execution by the Chairman, UPHoldings, LLC, and the State of California Department of Housing and Community Development for a 30-year term (\$9,000,000)

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Child Support Services

34. Approve and authorize the Director of the Department of Child Support Services to execute an Amended Plan of Cooperation between the California Department of Child Support Services and the Fresno County Department of Child Support Services effective May 20, 2021 through September 30, 2021 (\$0)

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Human Resources

35. Approve Amendment to the Salary Resolution deleting the Licensed Vocational Nurse I classification and retitling the Licensed Vocational Nurse II and III classifications to Licensed Vocational Nurse I and II respectively, effective March 22, 2021, as reflected in Appendix B

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Salary Resolution No. 21-010

36. Approve and authorize the Chairman to execute an Agreement with Standard Insurance Company to provide long-term disability insurance benefits for unrepresented management employees, effective April 1, 2021, not to exceed five total years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$530,000

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 21-084

37. Approve and authorize Chairman to execute Agreement to Defend Public Officers or Employees for; Jorge Contreras, Correctional Officer III; Retired, Sheriff's Department; Patricia Hidalgo, Individually and on behalf of the Estate and Heirs of Matthew Gonzalez. v County of Fresno, et al.

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 21-085

38. Adopt Resolutions Rejecting Claims for Damages

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 21-064, Resolution No. 21-065, Resolution No. 21-066, Resolution No. 21-067, Resolution No. 21-068, Resolution No. 21-069, Resolution No. 21-070, Resolution No. 21-071, Resolution No. 21-072

Library

39. Approve and authorize the Chairman to execute an Agreement with West Coast Arborists, Inc. for tree and shrub trimming services at identified Library Branch locations, effective March 23, 2021, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$500,000

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 21-086

Probation

40. Approve and authorize the Chairman to execute the updated Certification of Assurance of Compliance for the County Victim Services (XC) Program grant with the California Governor's Office of Emergency Services (Cal OES), for the period January 1, 2021 to December 31, 2021

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

41. Approve and authorize the Chairman to execute the updated Certification of Assurance of Compliance for the Victim Witness Assistance Program (VW) grant with the California Governor's Office of Emergency Services (Cal OES), for the period October 1, 2020 to September 30, 2021

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

42. Approve and authorize the Chairman to execute the updated Certification of Assurance of Compliance for the Probation Specialized Units (PU) Program grant with the California Governor's Office of Emergency Services (Cal OES), for the period October 1, 2020 to September 30, 2021

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

43. Approve and authorize the Chairman to execute the updated Certification of Assurance of Compliance for the Human Trafficking Advocacy (HA) Program grant with the California Governor's Office of Emergency Services (Cal OES), for the period January 1, 2021 to December 31, 2021

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Public Health

44. Conduct second hearing and adopt an Ordinance amending the Fresno County Ordinance Code, Title 2, Chapter 2.44, Section 2.44.060 relating to the Board of Supervisors' review of local emergency continuations; and waive reading of Ordinance in its entirety

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Ordinance No. 21-004

45. Approve and authorize the Chairman to execute a retroactive revenue agreement and related certificates (Contractor Certification Clauses and California Civil Rights Laws) with the California Department of Public Health for the Prevention Forward Program to address chronic disease prevention, effective March 1, 2021 or upon approval of Department of General Services, whichever occurs later, through June 29, 2023, total not to exceed \$156,397; and, approve and authorize the Director of the Department of Public Health, or designee, to execute the Contractor's Release for the final invoice

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 21-087

- 46.** Make a finding that it is in the best interest of the County to waive the competitive bidding process in an emergency when goods or services are immediately necessary for the preservation of the public health, welfare, or safety, or for the protection of County property, consistent with Administrative Policy No. 34, for urgent and necessary cleaning services for COVID-19 testing and vaccination sites; approve and authorize the Chairman to execute an Agreement with Geil Enterprises d.b.a. Janitorial Inc. to replace, restate, and supersede existing Purchasing Agreement No. P-20-164, retroactive to February 1, 2021, and to provide urgent and necessary COVID-19 special cleaning services through December 31, 2021, total not to exceed \$464,220; and, authorize the Director of the Department of Public Health, or designee, to add and/or remove OptumServe COVID-19 testing and vaccinations sites to this agreement as necessary

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 21-088

Public Works and Planning

- 47.** Adopt Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program prepared for Dry Creek Bridge Replacement Project on Burrough Valley Road, approximately 2.5 miles south of the community of Tollhouse (Initial Study Application No. 7589, SCH No. 2021010373), Federal Project Number BRLS-5942(245)

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

- 48.** Adopt a Resolution of Intention initiating a hearing under Chapter 3, Part 3, Division 9 of Streets and Highways Code (collectively, the "Vacation Laws"), setting 10:00 a.m. on April 13, 2021, in the Board of Supervisors' chambers, as time, date, and place for the Board to conduct a hearing for proposed vacation of Sunset Avenue Alley public road right-of-way, that portion of Sunset Avenue from East Grove Avenue northerly, approximately 205-feet to East Laurite Avenue, approximately 0.047 acres (Vacation Application No. V19-03), directing Clerk of the Board to cause posting, publishing, and mailing of notice(s), as required by Vacation Laws, and directing Department of Public Works and Planning to post notices on site as required by Vacation Laws

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 21-073

49. Approve and authorize the Chairman to execute the First Amendment to Agreement No. 19-J-01 with Ardent General, Inc., for funded county department construction project requests, for the Rowell Building Improvement project, effective upon execution with no change in term, and increasing the maximum by \$200,000 to a total of \$2,200,000

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Social Services

50. Approve and authorize the Chairman to execute Amendment II to Agreement No.18-123 with Public Consulting Group LLC for consultation services, effective upon execution, extending the term by one year and three months from April 1, 2021 through June 30, 2022 and increasing the maximum by \$356,132 to a total of \$2,004,792; and, a retroactive Assignment of Agreement No.18-123-3 from Public Consulting Group, Inc., to Public Consulting Group LLC, effective December 31, 2020

APPROVED AS RECOMMENDED

Ayes: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 18-123-2, Agreement No. 18-123-3