



County of Fresno

Action Summary - Draft

Board of Supervisors

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

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

Tuesday, January 8, 2019

9:00 AM

Hall of Records

Present: 4 - Chairman Nathan Magsig, Vice Chairman Buddy Mendes, Supervisor Brian Pacheco, and Supervisor Sal Quintero

Vacant: 1 - District 2

Invocation and Pledge of Allegiance

PHIL HENDERSON, MEMBER OF NEW COVENANT COMMUNITY CHURCH, GAVE THE INVOCATION AND LED THE BOARD IN THE PLEDGE OF ALLEGIANCE

1. Administering of the Oath of Office to County Clerk/Registrar of Voters Brandi L. Orth and Supervisors Brian Pacheco and Buddy Mendes

THE OATH OF OFFICE WAS ADMINISTERED TO RE-ELECT COUNTY CLERK/REGISTRAR OF VOTERS BRANDI L. ORTH BY COURT OF APPEAL, FIFTH APPELLATE DISTRICT, ADMINISTRATIVE PRESIDING JUSTICE BRAD HILL; THE OATH OF OFFICE WAS ADMINISTERED TO RE-ELECT DISTRICT ONE SUPERVISOR BRIAN PACHECO BY FORMER SUPERVISOR PHIL LARSON; AND, THE OATH OF OFFICE WAS ADMINISTERED TO RE-ELECT DISTRICT FOUR SUPERVISOR BUDDY MENDES BY FRESNO COUNTY SUPERIOR COURT JUDGE THE HONORABLE JUDGE GAMOIAN

2. Designation of Officers

DESIGNATED SUPERVISOR MAGSIG AS CHAIRMAN AND SUPERVISOR MENDES AS VICE CHAIRMAN

3. Remarks by Board Members

RECEIVED REMARKS FROM BOARD MEMBERS

THE BOARD RECESSED AT 9:49 AM, AND RECONVENED THE MEETING AT 10:08 AM.

4. Approve Agenda

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

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

Vacant: 1 - District 2

5. Approve Consent Agenda - Item Numbers 23 - 48

PRIOR TO THE BOARD TAKING ACTION, CLERK OF THE BOARD ANNOUNCED CORRECTION TO AGENDA ITEM 33, EXHIBIT "A" OF THE RESOLUTION, PAGE 1, LINE 19, TO READ 2.81.040(C) RATHER THAN 2.81.050(C). A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY CHAIRMAN PACHECO, THAT THE CONSENT AGENDA BE APPROVED WITH THE CORRECTION TO EXHIBIT "A" OF AGENDA ITEM 33, AND WITH THE EXCEPTION OF ITEMS 42 AND 48 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Chairman Magsig**6. Proclaim the month of January 2019 as "National Slavery and Human Trafficking Prevention Month" in Fresno County**

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

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

Vacant: 1 - District 2

Resolution No. 19-005

Supervisor Mendes and Supervisor Pacheco**7. Adopt Resolution in recognition of the Agricultural Commissioner/Sealer of Weights & Measures Les Wright's retirement from Fresno County**

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

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

Vacant: 1 - District 2

Resolution No. 19-006

Supervisor Pacheco

8. Proclaim January 14th - 28th, 2019 as United Way Employee Workplace Giving Days in Fresno County

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

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

Vacant: 1 - District 2

Resolution No. 19-007

County Counsel

9. Consider and adopt proposed extension of Interim Urgency Ordinance No. 18-021 through December 5, 2019, pursuant to Government Code Section 65858, prohibiting the possession, planting, cultivation, harvesting, drying, or processing of nonmedical cannabis outdoors on the grounds of a private residence to the fullest extent permitted by State law, and the establishment or operation of a business engaged in commercial cannabis activity, in the unincorporated areas of Fresno County (4/5 vote); Accept and direct staff to issue Report prepared pursuant Government Code section 65858, subdivision (d), describing the measures taken to alleviate the conditions which led to the adoption of Interim Urgency Ordinance No. 18-021; Determine that extension of the Interim Urgency Ordinance is exempt from the requirements of the California Environmental Quality Act, Public Resources Code section 21000, et seq., and direct staff to file a Notice of Exemption with the Office of the Fresno County Clerk

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

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

Vacant: 1 - District 2

Ordinance No. 19-005

Administrative Office

10. Conduct first hearing on an Ordinance amending Fresno County Ordinance Code Title 2 - Administration, Chapter 2.81- Office of the County Hearing Officer to designate staff to the Office of the County Hearing Officer; waive the reading of the ordinance in its entirety; and set second hearing for January 29, 2019; Designate County Counsel to prepare a fair and adequate summary of the proposed Ordinance; and Direct the Clerk of the Board to post and publish the required summary in accordance with Government Code, section 25124(b)(1)

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

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

Vacant: 1 - District 2

Public Works and Planning

11. Adopt Mitigated Negative Declaration prepared for the Sand Creek Bridge Replacement Project on Ennis Road, approximately one-third mile south of George Smith Road, near the community of Squaw Valley (Initial Study Application No. 7217, State Clearinghouse No. 2017061045)

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

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

Vacant: 1 - District 2

Board of Supervisors' Committee Reports and Comments

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

CHAIRMAN MAGSIG REPORTED THAT HE RECENTLY TOOK A TOUR OF THE JAIL. HE EXPRESSED THANKS TO THE SHERIFF'S DEPARTMENT, AS WELL AS THE CORRECTIONAL OFFICERS, WHO FACILITATED THE TOUR. CHAIRMAN MAGSIG REQUESTED THAT THE FLAG POLE LOCATED ON THE HALL OF RECORDS BUILDING BE REMOVED OR FIND A WAY TO GET THE FLAG POLE FUNCTIONAL FOR AN AMERICAN FLAG. THE BOARD MEMBERS AGREED AND SUPERVISOR QUINTERO SUGGESTED USING THE ERNEST LAWRENCE FUND. COUNTY ADMINISTRATIVE OFFICER JEAN ROUSSEAU STATED THE ADMINISTRATIVE OFFICE WILL LOOK INTO THE REQUEST REGARDING THE FLAG POLE. CHAIRMAN MAGSIG ACKNOWLEDGED THAT THERE'S BEEN A LOSS OF MANY LEADERS IN THE COMMUNITY OVER THE LAST MONTH. THE MEETING WAS ADJOURNED IN MEMORY OF: DAVID MCDONALD, SHERI BOLIGIAN AND KENT BURKHARD

Board Appointments

13. Approve the Chairman's 2019 Appointments of Board Members to various Boards, Commissions and Committees as presented in Exhibit A; adopt California Form 806 - Agency Report of Public Official Appointments as presented in Exhibit B, and direct the Clerk of the Board to post on the County's internet website

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR PACHECO, THAT THIS MATTER BE APPROVED WITH THE REVISION OF SUPERVISOR MENDES SERVING AS THE REPRESENTATIVE TO THE CENTRAL DELTA-MENDOTA MULTI-AGENCY GROUNDWATER SUSTAINABILITY AGENCY AND SUPERVISOR PACHECO AS THE ALTERNATE REPRESENTATIVE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

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

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR PACHECO, THAT THE NOMINATION FOR APPOINTMENTS AND REAPPOINTMENTS BE APPROVED AS FOLLOWS:

CLOVIS CEMETERY DISTRICT

REAPPOINTED JAMES LINENBACH (TERM TO EXPIRE 1/03/2023)

COMMISSION ON THE STATUS OF WOMEN

APPOINTED IRIS P. MEDINA (TERM TO EXPIRE 6/30/2019)

CONSOLIDATED MOSQUITO ABATEMENT DISTRICT

REAPPOINTED BRUCE TAYLOR (TERM TO EXPIRE (12/31/2022)

FOSTER CARE STANDARDS & OVERSIGHT COMMITTEE

REAPPOINTED BRANDY SWISHER (TERM TO EXPIRE 1/3/2023)

REAPPOINTED KENNETH DEAN BIRD, MD, MPH (TERM TO EXPIRE 1/3/2023)

FOWLER CEMETERY DISTRICT

APPOINTED JEFFREY SIMONIAN TO REPLACE JOE S. HARA (TERM TO EXPIRE 1/3/2023)

FRESNO-MADERA AREA AGENCY ON AGING

REAPPOINTED LEONARD HAGGERTY (TERM TO EXPIRE 1/3/2021)

HISTORICAL LANDMARKS & RECORDS COMMISSION

APPOINTED KENNETH ZECH TO REPLACE DONALD SHANTZ (TERM TO EXPIRE 1/3/2023)

REAPPOINTED JON RANDALL MCFARLAND (TERM TO EXPIRE 1/3/2023)

REAPPOINTED DR. JAMES KUS (TERM TO EXPIRE 1/3/2023)

HOUSING & COMMUNITY DEVELOPMENT CITIZENS ADVISORY COMMITTEE

REAPPOINTED DAVID BARBER (TERM TO EXPIRE 1/3/2022)

REAPPOINTED DONALD F. PAULEY (TERM TO EXPIRE 1/3/2022)

KINGSBURG CEMETERY DISTRICT

REAPPOINTED WESLEY L. CARLSON (TERM TO EXPIRE 1/3/2023)

OAK GROVE CEMETERY DISTRICT

APPOINTED MICHAEL K. MCMILLAN TO REPLACE GENE W. DAVIS (TERM TO EXPIRE 1/3/2023)

PLANNING COMMISSION

REAPPOINTED KULDIP S. CHATHA (TERM TO EXPIRE 1/3/2023)

REITREMENT BOARD

REAPPOINTED RAUDEN (ROD) H. COBURN III, DDS (TERM TO EXPIRE 12/31/2021)

REAPPOINTED STEVEN JON JOLLY (TERM TO EXPIRE 12/31/2021)

**SANGER-DEL REY CEMETERY DISTRICT
REAPPOINTED MARK D. JOHNSON (TERM TO EXPIRE 1/3/2023)**

**SELMA CEMETERY DISTRICT
REAPPOINTED ALAN LANGSTRAAT (TERM TO EXPIRE 1/3/2023)**

**ZOO AUTHORITY
REAPPOINTED PAUL TOSTE (TERM TO EXPIRE 1/3/2023)**

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Public Presentations

- 15.** 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
RECEIVED

Closed Session

- 16.** Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) (4 Cases)
THE BOARD OF SUPERVISORS, BY A 4-0 UNANIMOUS VOTE WITH DISTRICT 2 VACANT, AUTHORIZED COUNTY COUNSEL'S OFFICE TO INITIATE CODE ENFORCEMENT IN SUPERIOR COURT, FRESNO COUNTY, AGAINST GEORGE AND JULIE CONTRERAS, PROPERTY OWNERS AT 28955 SPRING VALLEY ROAD, TOLLHOUSE, FOR MAINTENANCE OF A PUBLIC NUISANCE AND INITIATE A CODE ENFORCEMENT IN SUPERIOR COURT, FRESNO COUNTY, AGAINST ALICE LORENE THACKER, PROPERTY OWNER AT 3707 N. HAMMEL WAY, FRESNO, FOR THE MAINTENANCE OF A PUBLIC NUISANCE
- 17.** Conference with legal counsel – Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (2 Cases)
HELD; NO REPORTABLE ACTION
- 18.** Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - Keith A. McNeil v. James Funk, et al., Eastern District Court Case No.: 1:17-CV-00799-LJO-SAB; Risk Management Claim No.: 9723
HELD; NO REPORTABLE ACTION
- 19.** Conference with Labor Negotiator (Government Code, section 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 Real Property Negotiators - Government Code, Section 54956.8 Properties: 2100 Tulare Street, Fresno, CA 93721; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Lance-Kashian & Co., Under Negotiations: Instructions to County's negotiator may concern lease and option to purchase of properties, price, terms and conditions
HELD; NO REPORTABLE ACTION
- 21.** Conference with legal counsel - Existing Litigation - Government Code section 54956.9(d)(1); Ceasar Campos and Latana M Chandavong v. Fresno County Deputy Sheriffs' Association, County of Fresno, et al. - United States District Court for the Eastern District of California, Case No. 1:18-cv-01660-AWI-EPG
HELD; NO REPORTABLE ACTION
- 22.** Conference with legal counsel - Existing Litigation - Government Code section 54956.9(d)(1); Phillips v. California, County of Fresno, et al.; Fresno County Superior Court Case No. 15CE02201
HELD; NO REPORTABLE ACTION

Adjourn

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR QUINTERO, TO ADJOURN THE MEETING. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

APPROVED:

NATHAN MAGSIG, 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 _____

CONSENT AGENDA

PRIOR TO THE BOARD TAKING ACTION, CLERK OF THE BOARD ANNOUNCED CORRECTION TO AGENDA ITEM 33, EXHIBIT "A" OF THE RESOLUTION, PAGE 1, LINE 19, TO READ 2.81.040(C) RATHER THAN 2.81.050(C). A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY CHAIRMAN PACHECO, THAT THE CONSENT AGENDA BE APPROVED WITH THE CORRECTION TO EXHIBIT "A" OF AGENDA ITEM 33, AND WITH THE EXCEPTION OF ITEMS 42 AND 48 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Board of Supervisors

23. Approve minutes of meeting for December 11, 2018

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

24. Approve amendments to Conflict of Interest Codes for Big Creek Community Services District, Fresno Irrigation District, Fresno's Chaffee Zoo Corporation, and Selma Health Care District

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Chairman Magsig

25. Adjourn in memory of Kent Burkhardt

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

26. Adjourn in memory of Sheri Bohigian

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

27. Adjourn in memory of David McDonald

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Auditor Controller-Treasurer/Tax Collector

28. Approve and authorize the Chairman to execute Amendment 1 to Agreement #16-205 with RT Lawrence, Inc., for remittance processing services, adding compatibility conversion services related to the new property tax system, effective January 8, 2019 with no change in term to May 23, 2021 and increasing the maximum by \$73,460 to a total of \$273,841.

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 16-205-1

District Attorney

29. Approve and authorize the Chairman to execute Amendment I to Purchasing Agreement P-18-002-P with ViaTRON Systems Inc. for scanning and shredding services, effective upon execution with no change in the term to December 31, 2021, and increasing the maximum compensation amount by \$200,000, to a total of \$287,317

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-005

30. Approve Amendment to the Salary Resolution adding one Executive Assistant position and deleting one vacant Legal Assistant position from District Attorney Org 2860, effective January 14, 2019 as reflected in Appendix C

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Salary Resolution No. 19-001

Administrative Office

31. 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; authorize the Purchasing Manager to execute professional service agreements and other documents, subject to review and approval by County Counsel and the Auditor-Controller/ Treasurer-Tax Collector, necessary for the identification, removal, and disposal of dead and dying trees in Fresno County for an amount not to exceed \$13,510,564; and, adopt Budget Resolution increasing the FY 2018-19 appropriations and estimated revenues for Public Works and Planning - Grants Org 5512 in the amount of \$1,390,032 for the identification, removal, and disposal of dead and dying trees in the County (4/5 vote)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 19-001, Resolution No. 19-002

32. Adopt Resolution authorizing the County to enter into the 2020 Census County-Optional Outreach Agreement for fiscal year 2018-19; and, approve and authorize the Chairman to execute the County Opt-In letter for submittal with the 2020 Census County-Optional Outreach Agreement for fiscal year 2018-19

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 19-003

33. Adopt Resolution approving the form of agreement for county hearing officers, authorizing the County Administrative Officer to execute agreements with attorneys who will serve as county hearing officers, and authorizing the County Administrative Officer to modify hourly rates and insurance requirements equally for all hearing officers, subject to approval by County Counsel as to legal form

PRIOR TO THE BOARD TAKING ACTION, CLERK OF THE BOARD ANNOUNCED CORRECTION TO AGENDA ITEM 33, EXHIBIT "A" OF THE RESOLUTION, PAGE 1, LINE 19, TO READ 2.81.040(C) RATHER THAN 2.81.050(C)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 19-004

Agriculture

34. Conduct second hearing to amend the Fresno County Master Schedule of Fees, Charges and Recovered Costs Ordinance by amending subsection 3305 of Section 3300-Agriculture (Weights & Measures) and waive reading of the Ordinance in its entirety

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Ordinance No. 19-001

Behavioral Health

35. Approve and authorize the Chairman to execute an Agreement with Fresno Economic Opportunities Commission to coordinate with the Department of Behavioral Health, and/or their subcontracted staff, for the provision of consultation, assessment and referral services under the Early Head Start Program, effective upon execution, not to exceed three consecutive years, which includes a one-year base contract and two optional one-year extensions (\$0)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-006

36. Approve and authorize the Chairman to execute Amendment II to Agreement No. 15-156 with Reading and Beyond for increased salaries, operating, and administrative costs for the Supervised Child Care Services, effective upon execution with no change in term to June 30, 2020 and increasing the maximum compensation by \$55,050 to a total of \$720,740

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 15-156-2

- 37.** Approve and authorize the Chairman to execute the Termination of Joint Occupancy Agreement with the Judicial Council of California for the Firebaugh courthouse facility located at 1325 O Street, Firebaugh, California 93622; and Approve and authorize the Chairman to execute a Lease Agreement with the City of Firebaugh for approximately 2,090 square feet of exclusive space for use by the Fresno County Public Library and Agricultural Commissioner, located at 1325 O Street, Firebaugh, California 93622, effective upon execution, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions (\$0)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-008, Agreement No. 19-009

- 38.** Conduct second hearing on and adopt an Ordinance to amend Chapter 13.28 of Title 13 of the County of Fresno Ordinance Code (the "Ordinance Amendment"), renaming that Chapter and setting out alternative procedures for leasing and licensing of any real property belonging to, leased by, or licensed by the County ("County Real Property"), and waive the reading of the proposed Ordinance Amendment in its entirety. The proposed amendment to Section 13.28.040 within Chapter 13.28 would reauthorize the County Administrative Officer or his designee to approve and execute leases and licenses not exceeding five years and \$5,000 per month. The proposed addition of Section 13.28.030(C) Chapter 13.28 would exclude from formal and informal bidding procedures a lease, sublease or license of County Real Property not exceeding 10 years and with a rental amount up to \$35,000 per month, as long as the lessee or licensee provides a service to or for the benefit of the County, the State, or any local public agency

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Ordinance No. 19-002

- 39.** Approve and authorize the Chairman to execute a Third Amendment to Agreement No. 15-026 with Schindler Elevator Corporation for preventative maintenance, repair, and additional elevator services, effective upon execution with no change in term to January 12, 2020 and increasing the maximum compensation by \$800,000, for a total potential 5-year not to exceed amount of \$3,688,120

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 15-026-3

40. Approve and authorize the Chairman to execute an Agreement with California Business Machines, Inc. for the purchase, rental, and maintenance of copiers, effective upon execution, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$4,000,000

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-011

41. Approve and authorize the Chairman to execute a Second Amendment to Purchasing Agreement No. P-16-130-C with Enterprise Rent-A-Car, a subsidiary of EAN Services, LLC, to increase the maximum allowable amount for products and services of the County's vehicle rental services, effective upon execution, extending the term through February 28, 2021 and increasing the maximum by \$400,100 to a total of \$500,000

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-012

42. Approve and authorize the Chairman to execute an Agreement for a shared Library with West Hills Community College District for the operation of a County public library to be shared with the West Hill's academic library in the new West Hills North District Center campus located at 1511 Ninth Street, Firebaugh, effective upon execution by both parties for an initial ten year term with the option to renew for successive ten year extensions, not to extend beyond June 30, 2117 (\$0) and approve and authorize the Chairman to execute a Lease Agreement for Agricultural Commissioner office space in the new West Hills North District Center campus located at 1511 Ninth Street, Firebaugh, effective upon execution by both parties for an initial ten year term with the option to renew for successive ten year extensions not to extend beyond June 30, 2117 (\$0)

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

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

Vacant: 1 - District 2

Agreement No. 19-016, Agreement No. 19-017

- 43.** Approve and authorize the Chairman to execute First Amendment to Agreement No. 06-274 with Valley Children's Hospital to acknowledge the hospital's name change and revise new student screening requirements, effective upon execution, with no change to the unlimited one-year extensions (\$0)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 06-274-1

Public Works and Planning

- 44.** Approve and authorize Chairman to execute Agreement with City of Selma for Selma Sheridan Street Storm Drain, Community Development Block Grant Project No. 18651 (\$271,500)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-014

- 45.** Approve and authorize Chairman to execute Amendment II to Agreement No. 16-506 with City of Selma, for Selma Ringo Park Improvements, Community Development Block Grant Project No. 16651, effective upon execution with no change in the term to July 29, 2019 and increasing the maximum by \$58,792, to a total of \$183,792

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 16-506-2

- 46.** Conduct second hearing and take action to: approve proposed amendments to Fresno County Ordinance Code, Title 17 - Divisions of Land, Chapter 17.92 - Clovis Development Fees Applicable within Sphere of Influence of City of Clovis, and a Schedule of Fees; and, waive reading of Ordinance in its entirety and adopt proposed Ordinance

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Ordinance No. 19-003

- 47.** Conduct second hearing on and adopt Ordinance amending Chapter 11.24 - Speed Limits of Fresno County Ordinance Code, Sections 11.24.010 through 11.24.100, to reflect various changes to Ordinance Code, some of which result from recent traffic studies; and waive reading of Ordinance in its entirety

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Ordinance No. 19-004

- 48.** Approve and authorize the Chairman to execute a Right-of-Way Transfer Agreement with the California High Speed Rail Authority for the transfer of right-of-way as required for Construction Package 2-3 of the High Speed Rail Project (\$0); and Authorize the Director of the Department of Public Works and Planning, or designee, to accept and approve in writing, on behalf of the County, minor changes to Exhibit A of the Right-of-Way Transfer Agreement for Construction Package 2-3 of the High Speed Rail Project to reflect final transfers

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

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

Vacant: 1 - District 2

Agreement No. 19-018