



County of Fresno

Action Summary - Draft

Board of Supervisors

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Buddy Mendes, 4th District, Chairman
Steve Brandau, 2nd District, Vice-Chairman
Brian Pacheco, 1st District
Sal Quintero, 3rd 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 10, 2020

9:00 AM

Hall of Records

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

Invocation and Pledge of Allegiance

FRESNO COUNTY BOARD OF SUPERVISOR NATHAN MAGSIG 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 VICE CHAIRMAN BRANDAU, THAT THIS AGENDA BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

2. Approve Consent Agenda - Item Numbers 25 - 53

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY VICE CHAIRMAN BRANDAU, THAT THIS CONSENT AGENDA BE APPROVED WITH EXCEPTION OF ITEMS 26 AND 43 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors

3. Presentation of Retirement Plaque to Diamantina Hindman - Department of Behavioral Health - 39 Years of Service

PRESENTED RETIREMENT PLAQUE TO DIAMANTINA HINDMAN

4. Presentation of Retirement Plaque to Deborah A. Janzen - Department of Library - 30 Years of Service

PRESENTED RETIREMENT PLAQUE TO DEBORAH A. JANZEN

5. Presentation of Retirement Plaque to Frederick R. Rinder - Department of Agriculture - 40 Years of Service

PRESENTED RETIREMENT PLAQUE TO FREDERICK R. RINDER

Chairman Mendes

6. Adopt Resolution recognizing March 8 – 14, 2020, as Multiple Sclerosis Week in Fresno County, with a Walk MS event scheduled for Saturday, March 21, 2020, at Woodward Park in Fresno, California

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

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

Resolution No. 20-088

7. Proclaim March 2020 as Red Cross Month in Fresno County

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

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

Resolution No. 20-089

Sheriff/Coroner/Public Administrator

8. Adopt resolution to fill a Sheriff's Forensic Pathologist position with Extra-Help retiree Dr. Michael Chambliss, part-time, effective March 22, 2020, finding, pursuant to Government Code section 7522.56 (f)(1), that a 180 day separation period for retired employees returning to employment as Extra-Help is not applicable based on your Board certification that the nature of employment and appointment is necessary to fill a critically-needed position before the 180 day separation period

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

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

Resolution No. 20-090

Administrative Office

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

RECEIVED PRESENTATION FROM PAUL YODER AND MICHAEL CORBETT, STATE LOBBYISTS, REGARDING LEGISLATIVE ACTIONS

10. 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 VICE CHAIRMAN BRANDAU, SECONDED BY SUPERVISOR MAGSIG, THAT THIS MATTER BE APPROVED AS RECOMMENDED WITH AN ADDITIONAL BULLET POINT UNDER LAND USE AS FOLLOWS: SUPPORT NEW LEGISLATION ON SUPPORTIVE AND TRANSITIONAL HOUSING THAT ALLOWS LOCAL MUNICIPALITIES THE AUTHORITY TO PROMOTE QUALITY OF CARE FOR CLIENTS AS WELL AS QUALITY OF LIFE FOR THE NEIGHBORHOOD THESE FACILITIES ARE LOCATED IN. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

11. Conduct first hearing to amend the Fresno County Master Schedule of Fees, Charges and Recovered Costs Ordinance by revising Section 400 relating to Clerk of the Board of Supervisors fees; waive reading of the ordinance in its entirety and set the second hearing for March 24, 2020; 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 SUPERVISOR PACHECO, SECONDED BY SUPERVISOR MAGSIG, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

12. Conduct first hearing to amend Section 4400-County Administrative Office of the Master Schedule of Fees, Charges, and Recovered Costs Ordinance, by amending Subsection 4401; waive the reading of the Ordinance in its entirety, and set the second hearing for March 24, 2020; 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)

PRIOR TO THE BOARD TAKING ACTION, CLERK PROVIDED A REVISED EXHIBIT "A" TO REFLECT THE "ADMINISTRATIVE ANALYST" TITLE TO THE FEE DESCRIPTION AND HOURLY RATE TO THE FEE AMOUNT. A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR PACHECO, THAT THIS MATTER BE APPROVED AS REVISED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

13. Receive Mid-Year Budget Report for Fiscal Year 2019-20; and, approve proposed schedule for the Recommended Budget and adoption of the Fiscal Year 2020-21 Budget, which incorporates a Recommended Budget by June 23, 2020 with proposed adjustments to this Recommended Budget to be presented beginning September 14, 2020

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

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

County Counsel

14. Conduct the first hearing to amend the Ordinance Code of Fresno County, Title 10, Public Peace, Morals and Welfare, Part VII, Offenses by and against Minors, by repealing Chapter 10.42, Residency Restrictions for Registered Sex Offenders, in its entirety; reserve Chapter 10.42 of the Ordinance Code of Fresno County; waive reading of the Ordinance in its entirety; and set second hearing for March 24, 2020; 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, subdivision (b)(1)

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

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

Internal Services

15. Conduct first hearing to amend Section 4.04.025 of Chapter 4.04 of the Ordinance Code of Fresno County to rename Section 4.04.025, and authorize the County Administrative Officer or Director of Internal Services/Chief Information Officer to approve and execute leases and licenses of real property with private entities or governmental agencies which the County may require, in accordance with Government Code Section 25350.51; waive the reading of the Ordinance in its entirety and set the second hearing for March 24, 2020; 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 California Government Code, section 25124(b)(1)

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

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

Sitting as the Board of Directors of Waterworks District Nos. 37, 38, 40, 41, and 42 and Sitting as the Fresno County Board of Supervisors

16. Sitting as the Fresno County Board of Supervisors
Conduct a public hearing on Annual Water Conservation Report; and adopt Resolution declaring Water Conservation Stage Two from May 1, 2020 through November 30, 2020 and Stage Three from April 1, 2020 through April 30, 2020 and December 1, 2020 through March 31, 2021; and impose corresponding regulations within County Service Area No. 39 Zones A & B under Fresno County Ordinance Code, Chapter 14.01

Sitting as Board of Directors of Waterworks District Nos. 37, 38, 40, 41, and 42
Conduct a public hearing on Annual Water Conservation Report; and adopt Resolution declaring Water Conservation Stage Four from April 1, 2020 - March 31, 2021; and impose corresponding regulations within Waterworks District No. 40 under Fresno County Ordinance Code, Chapter 14.01

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

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

Resolution No. 20-091, Resolution No. 20-092

Public Works and Planning

17. Adopt Mitigated Negative Declaration prepared for Initial Study Application No. 7185, including Mitigation Monitoring and Reporting Program prepared for Amendment Application No. 3821; find that proposed rezone of 8.46 acres from RR Zone District to C-6(c) Zone District is consistent with General Plan, including Housing Element, and Sierra-South Regional Plan. Although proposed rezone will reduce inventory of land identified in Housing Element for development of housing for above moderate income population by 8.46 acres, proposal meets Findings A and B of Government Code, Sections 65863(b)(1); approve Ordinance pertaining to Amendment Application No. 3821 thereby rezoning subject 8.46-acre site from R-R to C-6(c) Zone District limited to uses as requested by Applicant; and designate County Counsel to prepare fair and adequate summary of proposed Ordinance, and direct Clerk of the Board to post and publish required summary in accordance with Government Code, Section 25124(b)(1), subject property is located on the north side of Auberry Road approximately 350 feet northeast of its intersection with Morgan Canyon Road, within the unincorporated community of Prather

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

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

Ordinance No. R-490-3821

18. Conduct first hearing on an Ordinance to amend Chapter 11.24 - Speed Limits of the Fresno County Ordinance Code, Sections 11.24.040 through 11.24.080, to reflect various changes to the Ordinance Code as a result of recent traffic studies; waive the reading of the Ordinance in its entirety; and set second hearing for April 14, 2020; and 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 SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR PACHECO, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors' Committee Reports and Comments

19. 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 THAT HE ATTENDED THE NATIONAL ASSOCIATION OF COUNTIES (NACO) CONFERENCE LAST WEEK IN WASHINGTON, D.C. SUPERVISOR MAGSIG SERVES AS THE VICE CHAIR ON THE FINANCE, PENSION AND INTERGOVERNMENTAL AFFAIRS STEERING COMMITTEE AND MODERATED A PANEL REGARDING THE IMPORTANCE OF BOND RATINGS FOR COUNTIES; DISCUSSED THE UPCOMING CENSUS. HE ALSO MET WITH THE LEGISLATIVE DELEGATION INCLUDING CONGRESSMEN, SENATOR DIANNE FEINSTEIN'S OFFICE AND DIFFERENT ADMINISTRATIVE AGENCIES. CHAIRMAN MENDES REPORTED THAT PRESIDENT TRUMP SPOKE BEFORE NACO WHICH THE FRESNO COUNTY DELEGATES ATTENDED

Board Appointments

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

NO APPOINTMENTS WERE MADE

Public Presentations

21. 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

Closed Session

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

HELD; NO REPORTABLE ACTION

- 23.** Conference with legal counsel – Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) - 2 Cases
HELD; NO REPORTABLE ACTION

- 24.** 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

- 24.1** Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - County of Fresno v. Ralph Kazarian Jr., Trustee of the Sadie Saghatelian GST-Exempt Trust, et al. Case No. 17CECG03366
HELD; NO REPORTABLE ACTION

- 24.2** Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - County of Fresno v. R.K. Ltd., a California Limited Partnership, et al. Case No. 17CECG03254
HELD; NO REPORTABLE ACTION

Adjourn

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

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

APPROVED:

ERNEST BUDDY MENDES, 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

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY VICE CHAIRMAN BRANDAU, THAT THIS CONSENT AGENDA BE APPROVED WITH EXCEPTION OF ITEMS 26 AND 43 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors

25. Approve minutes of meeting for February 25, 2020

APPROVED AS RECOMMENDED

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

Supervisor Quintero

25.1 Adjourn in Memory of Anne Louise Gaston, local community advocate

APPROVED AS RECOMMENDED

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

25.2 Adjourn in Memory of Arther E. Wahlenmaier, local resident

APPROVED AS RECOMMENDED

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

Assessor/Recorder

26. Grant permission for Assessor-Recorder to absent himself from the State for more than 30 days pursuant to Government Code Section 1063

A MOTION WAS MADE BY SUPERVISOR PACHECO, SECONDED BY SUPERVISOR MAGSIG, THAT THIS MATTER BE ACTED ON AS FOLLOWS: GRANTED PERMISSION FOR ASSESSOR-RECORDER TO ABSENT HIMSELF FROM THE STATE FOR 45 DAYS. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

County Clerk/Registrar of Voters

- 27. Approve and authorize the Chairman to execute Amendment II to Agreement No. 15-584 with Integrated Voting Systems, Inc., (IVS) for ballot printing, vote by mail processing and vote by mail envelope services, effective upon execution, extending the term by one year from July 1, 2020 through June 30, 2021 and increasing the maximum by \$1,030,000 to a total of \$3,800,000, and approve and authorize the Chairman to execute Amendment III to Agreement No. 15-369 with Toppan Merrill LLC, (Merrill) for voter information guides and sample ballot booklets effective upon execution, extending the term by one year from July 1, 2020 through June 30, 2021 and increasing the maximum by \$800,000 to a total of \$4,220,000

APPROVED AS RECOMMENDED

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

Agreement No. 15-584-3, Agreement No. 15-369-3

Sheriff/Coroner/Public Administrator

- 28. Approve and authorize the Sheriff, on behalf of the County, to execute retroactive Memorandum of Understanding for Central Valley High Intensity Drug Trafficking Area, High Impact Investigation Team, effective July 1, 2019 to June 30, 2021 (\$0)

APPROVED AS RECOMMENDED

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

29. Approve and authorize the Sheriff-Coroner-Public Administrator to execute a Grant Subaward Modification, as the official designated to enter into the Grant Subaward Face Sheet and Certification of Assurance for the 2018 Internet Crimes Against Children (ICAC) Program grant from the California Governor's Office of Emergency Services (Cal OES), which assists local law enforcement agencies in enhancing their investigative response to offenders who use the internet, online communication systems, or other computer technology to sexually exploit children, effective July 1, 2018 through December 31, 2020 (\$1,000,000); approve and authorize the Sheriff-Coroner-Public Administrator to execute a second Grant Subaward Modification and Grant Subaward Amendment to increase project funds by \$950,000 to a total of \$1,950,000, effective July 1, 2018 through December 31, 2020, and to execute any future amendment(s) to the grant subaward subject to the review and approval of County Counsel and Auditor-Controller/ Treasurer-Tax Collector; adopt resolution in support of the ICAC Program and authorizing the Sheriff to execute grant award, including the Grant Award Face Sheet, Amendment(s), Extension(s), Certification of Assurance of Compliance with Cal OES for the 2018 ICAC Grant for the period of July 1, 2018 through December 31, 2020; approve Amendment to the Salary Resolution adding 2 Deputy Sheriff positions to the Sheriff-Coroner-Public Administrator's Org 3111, effective March 9, 2020 as reflected in Appendix "C"; and adopt Budget Resolution increasing FY 2019-20 appropriations and estimated revenues for Sheriff's Org 3111 in the amount of \$597,025 for salaries and benefits and the purchase of operational services, supplies, vehicles and equipment to increase ability to respond to and combat the sexual exploitation of children in Fresno County (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 20-064, Salary Resolution No. 20-011, Resolution No. 20-065

30. Approve and authorize the Chairman to execute Agreements with the State of California Department of Parks and Recreation Division of Boating and Waterways to provide a supplemental grant to purchase one patrol boat and trailer (\$105,000) and miscellaneous equipment (\$15,699) effective upon execution by both parties through September 30, 2034 for a total of \$120,699; adopt Budget Resolution increasing FY 2019-20 appropriations and estimated revenues for Sheriff-Coroner-Public Administrator Org 3111 in the amount of \$120,699 (4/5 vote); approve and authorize the Chairman to execute the Recycled Content Certification certifying that the product contains zero content; Contractor Certification Clause assuring the County will abide by the laws, policies and procedures governing this funding; and Darfur Contracting Act Certification certifying the County currently does not have, or has not had within the previous three years, business activities or other operations outside of the United States; and approve and authorize the Sheriff, or her authorized representative, to sign requests for reimbursement documents

APPROVED AS RECOMMENDED

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

Agreement No. 20-099, Agreement No. 20-100, Resolution No. 20-066, Agreement A-18-573

31. Approve and authorize the Chairman to execute a retroactive Agreement with the Fig Garden Police Protection District for law enforcement services, effective July 1, 2019, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$2,197,996

APPROVED AS RECOMMENDED

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

Agreement No. 20-101

32. Adopt Resolution accepting and expressing gratitude for the monetary donation of \$12,500 from Sheriff's Foundation for Public Safety to purchase a canine for the Sheriff's Office; approve and authorize Clerk of the Board to execute Budget Transfer No. 11 (\$12,500) transferring appropriations within the Sheriff-Coroner-Public Administrator's Org 3111, from Account 7205 (Maintenance Equipment) to Account 8300 (Equipment) for the purchase of a canine; and adopt Budget Resolution increasing the FY 2019-20 appropriations and estimated revenues for Sheriff-Coroner-Public Administrator's Org 3111 in the amount of \$12,500 (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 20-067, Resolution No. 20-068

Behavioral Health

33. Approve and authorize the County Behavioral Health Director/Alcohol and Other Drug Program Administrator to execute Amendment A03 to Agreement No. 17-94127 with the California Department of Health Care Services (DHCS), including required certifications, for the provision of substance use disorder services to County residents, effective upon execution by DHCS, with no change in term to June 30, 2020 and increasing the maximum by \$113,372 to a total of \$14,433,908

APPROVED AS RECOMMENDED

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

- 34.** Approve and authorize the Chairman to execute an Agreement with Dreamcatchers Empowerment Network for the provision of vocational and educational support services to individuals with psychiatric disabilities living in Fresno County and receiving specialty mental health services, effective March 10, 2020, not to exceed five years and four months, which includes a three-year four-month base contract and two optional one-year extensions, total not to exceed \$5,142,822; and, approve and authorize the Chairman to execute Amendment I to Agreement No. 17-611 with the State Department of Rehabilitation, retroactively effective January 1, 2020 through June 30, 2020, total not to exceed \$581,169

APPROVED AS RECOMMENDED

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

Agreement No. 20-102, Agreement No. 17-611-1

Child Support Services

- 35.** Approve and authorize the Chairman to execute an Agreement with Mabry, Inc. dba Dynamic Legal Services for judicial process serving services, effective April 1, 2020, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$1,500,000

APPROVED AS RECOMMENDED

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

Agreement No. 20-103

- 36.** Approve and authorize the Clerk of the Board to execute Budget Transfer No. 9 (\$1,800,000) transferring FY 2019-20 appropriations within the Department of Child Support Services Org 5110, from Accounts 6100 (Regular Salaries), 6400 (Retirement Contribution), 6500 (OASDI Contribution), and 6600 (Health Insurance Contribution) to Account 7910 (Operating Transfer Out) for facility improvement projects; and adopt Budget Resolution increasing the FY 2019-20 appropriations and estimated revenues for the Internal Services Department, Facility Services Org 8935 in the amount of \$1,800,000

APPROVED AS RECOMMENDED

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

Resolution No. 20-069

Human Resources

37. Approve amendment to the Salary Resolution allocating one additional Supervising Human Resources Technician and one additional Human Resources Technician I/II/III - Confidential position allocated in the Human Resources Org 8925, effective Mar 23, 2020 as reflected in Appendix A

APPROVED AS RECOMMENDED

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

Salary Resolution No. 20-012

38. Approve Resolutions Rejecting Claims for Damages

APPROVED AS RECOMMENDED

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

Resolution No. 20-070, Resolution No. 20-071, Resolution No. 20-072, Resolution No. 20-073, Resolution No. 20-074, Resolution No. 20-075, Resolution No.20-076, Resolution No. 20-077, Resolution No. 20-078, Resolution No. 20-079, Resolution No. 20-080, Resolution No. 20-081

Internal Services

39. Approve and authorize the Chairman to execute a First Amendment to Agreement No. 18-251 with Granicus, LLC for agenda management creation and publication, effective upon execution with no change in term to June 2, 2023, and increasing the maximum by \$145,000 to a total of \$600,000

APPROVED AS RECOMMENDED

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

Agreement No. 18-251-1

40. Approve and authorize the Chairman to execute a retroactive assignment of Lease Agreement No. 15-340-1 from Clay Street Capital, Inc. to B.H. 1821 Fulton Street LLC, effective July 23, 2019, with no changes to the ongoing term or maximum compensation; authorize and direct the County Administrative Officer or the Director of Internal Services/Chief Information Officer, or one of their designees, to execute, upon review and approval by County Counsel, Estoppel and/or Subordination and Non-Disturbance Agreements in regard to Lease Agreement No. 15-340-1, as requested by B.H. 1821 Fulton Street LLC

APPROVED AS RECOMMENDED

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

Agreement No. 15-340-1

Library

41. Adopt Resolution accepting and expressing gratitude for a monetary donation of \$10,000 from the Friends of the Library to the Fresno County Public Library to create an Early Learning Center at the Reedley Library branch; and adopt Budget Resolution increasing the FY 2019-20 appropriations and estimated revenues for the County Library Book Fund Org 7521 in the amount of \$10,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 20-082, Resolution No. 20-083

42. Approve and authorize the Clerk of the Board to execute Budget Transfer No. 12 transferring FY 2019-20 appropriations from the Library Org 7511 (\$126,458), account 7295 (Professional & Specialized Services) to Library Org 7530, account 8150 (Buildings) in the amount of \$126,458 to designate the Bear Mountain Shade Pavilion as a capital asset

APPROVED AS RECOMMENDED

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

43. Approve designation and placement of the San Joaquin Gurdwara on the County's Register of Historic Places; and Authorize the Chairman to execute the certificate for an Historic Place

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

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

Probation

44. Retroactively authorize the Chief Probation Officer's previous submittal of a grant application to the State of California, Governor's Office of Emergency Services (Cal OES) for the Unserved/Underserved Victim Advocacy and Outreach Program (\$218,751); approve and authorize the Chairman to execute a retroactive Grant Application/Agreement for the Unserved/Underserved Victim Advocacy and Outreach Program with Cal OES, for the period of October 1, 2019 through December 31, 2020; and adopt resolution authorizing the Chairman to sign the retroactive grant application, and to execute retroactive Grant Award Agreement and any extensions or amendments thereto with Cal OES for the period of October 1, 2019 through December 31, 2020, subject to approval by County Counsel and the Auditor-Controller/Treasurer-Tax Collector (\$218,751)

APPROVED AS RECOMMENDED

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

Resolution No. 20-084, Agreement No. 20-104

- 45. Approve and authorize the Chairman to execute the updated Certification of Assurance of Compliance for the Violence Against Women Probation Specialized Units program with the California Governor’s Office of Emergency Services (Cal OES), for the period of October 1, 2019 through September 30, 2020

APPROVED AS RECOMMENDED

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

Public Health

- 45.1 Adopt Resolution proclaiming termination of the accumulating livestock carcasses local emergency in Fresno County

APPROVED AS RECOMMENDED

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

Resolution No. 20-085

Public Works and Planning

- 46. Make a finding that it is in best interest of County to suspend competitive bidding process, consistent with Administration Policy 34 for unusual or extraordinary circumstances, as Magness Construction is uniquely experienced to provide general contractor and emergency services work on water and wastewater systems; and approve and authorize Chairman to execute an Agreement with Magness Construction, to provide general contractor and emergency services, effective April 1, 2020, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, not to exceed \$250,000

APPROVED AS RECOMMENDED

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

Agreement No. 20-105

47. Approve and authorize Clerk of the Board to execute Budget Transfer No. 7 transferring FY 2019-20 appropriations within Public Works and Planning: a. Roads Org 4510 (\$2,572,000), from account 8300 (Equipment) to account 7910 (Operating Transfer Out) to purchase equipment for the Road Maintenance Division; and, b. Roads Org 4510 (\$18,500), from account 7385 (Small Tools & Instruments) to account 8300 (Equipment) to purchase a high powered computer for the Construction Division; approve and authorize the Clerk of the Board to execute Budget Transfer No. 8 transferring FY 2019-20 appropriations within Public Works and Planning - Parks and Grounds Org 7910 (\$33,500) from account 8300 (Equipment) to account 7910 (Operating Transfer Out) to purchase of a truck for the Parks and Grounds Division; and, adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues for the Internal Services Department, Fleet Services-Equipment Org 8911 in the amount of \$33,500 (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 20-086

48. Make a finding that it is in best interest of County to suspend competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances as Anrak Corporation and Pavement Recycling Systems, Inc., are only vendors that meet requirements for cold planing services; and approve and authorize Chairman to execute a Master Agreement with Anrak Corporation and Pavement Recycling Systems, Inc., effective upon execution, not to exceed five consecutive years, 3 months, and 20 days, which includes a base contract of 3 years, 3 months, and 20 days and two optional one-year extensions, total not to exceed \$500,000

APPROVED AS RECOMMENDED

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

Agreement No. 20-106

49. Retroactively authorize previous submittal of recommended projects to Fresno Council of Governments as candidate projects for Congestion Mitigation and Air Quality Federal funding; and adopt Resolution supporting and implementing timely use of funding related to project delivery schedules for Federal transportation selection, in accordance with Assembly Bill 1012

APPROVED AS RECOMMENDED

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

Resolution No. 20-087

50. Consider and take the following actions for Tract No. 5955: Approve reduction of Performance and Maintenance Security Bond from \$945,500 to \$201,900 to guarantee maintenance of improvements for one year; and release Labor and Materials Security in amount of \$429,500; and release Monumentation Security posted in amount of \$5,000; and authorize Director of Public Works and Planning (“Director”) or designee to release remaining balance of Performance and Maintenance Security Bond when Subdivider has faithfully performed all contractual obligations necessary for release as determined by Director or designee. Subject property is located at southwest corner East Garonne Avenue and North Auberry Road, approximately one and a half miles northeast of nearest city limits of City of Fresno

APPROVED AS RECOMMENDED

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

51. Approve City of Fresno’s request to acquire an exclusive water line easement on a parcel of land owned by County of Fresno, as needed in conjunction with City of Fresno Project No. J5758 for water main pipeline replacement in the Congo Alleyway between Merced Street and Fresno Street; and approve and authorize the Chairman to execute the Grant of Exclusive Water Line Easement on behalf of the County of Fresno to, and for the benefit of, City of Fresno (\$0); and approve and authorize Director of Department of Public Works and Planning to execute an Agreement with City of Fresno Granting an Exclusive Water Line Easement to City of Fresno, in substantial form as attached Agreement, on file with the Clerk, including any revisions thereto as may be approved by the Director as he deems to be in best interest of the County, all upon review and approval by County Counsel as to legal form and Auditor-Controller/Treasurer-Tax Collector as to accounting form

APPROVED AS RECOMMENDED

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

Social Services

52. Make a finding that it is in the best interest of the County to waive the competitive bidding process consistent with Administrative Policy No. 34 as the Housing Authority of the City of Fresno is the Homeless Management Information System Administrator for the Fresno Madera Continuum of Care; and, approve and authorize the Chairman to execute a sole source, retroactive Agreement with the Housing Authority of the City of Fresno for Homeless Management Information System services, effective June 4, 2019 through June 30, 2025, total not to exceed \$250,000

APPROVED AS RECOMMENDED

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

Agreement No. 20-108

- 53.** Approve and authorize the Chairman to execute the Initial Boundary Validation Program letter issued by the U.S. Census Bureau, which reflects and confirms Fresno County's legal boundary effective January 1, 2020; and, approve and authorize the Chairman to execute a related final Boundary Validation Program letter upon receipt from the U.S. Census Bureau, subject to review by County Counsel

APPROVED AS RECOMMENDED

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