



# Board of Supervisors

## Agenda - Final-Revised

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

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

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Tuesday, February 7, 2017

9:00 AM

Hall of Records

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The Fresno County Board of Supervisors welcomes you to this meeting and encourages your participation. This agenda contains a brief general description of each item to be considered. The number of the item being heard is indicated on the Clerk's desk. Please see note below regarding consent agenda items. The Chairman will call for public testimony as each item is heard. If you wish to speak to an individual item please step to the podium during this time period and state your name for the record. If you wish to speak on a matter which does not appear on the agenda, you may do so during the Public Presentation period at the end of the regular session.

All supporting documentation is available for public review in the office of the Clerk to the Board of Supervisors located in the Hall of Records building, 2281 Tulare Street, Room 301, Fresno, 93721 during regular business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday. Agenda items are also available online at:

<http://fresnocounty.legistar.com.>

### Invocation and Pledge of Allegiance

1. Approve Agenda
2. Approve Consent Agenda - Item Numbers 14 - 37

### Board of Supervisors

**2.1** Presentation of Retirement Plaque to Karen L. Mabry - Department of Social Services - 15 years of service

### Supervisor Mendes

**2.2** Recognize City of Kingsburg for their selection as one of eight semi-finalists for the online web series entitled Small Business Revolution

**Administrative Office**

3. Receive presentation from Communities Inc., City Advance regarding engaging community task forces in Fresno County cities to change the social and economic landscape of their cities

**Fresno County Employees' Retirement Association**

4. Approve Salary Resolution Amendment to adjust the flat annual salary of the Retirement Administrator for Fresno County Employees' Retirement Association as reflected on Appendix "D", effective February 13, 2017 and July 3, 2017

**Library**

5. Adopt Resolution accepting and expressing gratitude for the monetary donation of \$1,000 to the Fresno County Public Library to support the Talking Book Library for the Blind; adopt Resolution accepting and expressing gratitude for the monetary donation of \$1,257 to the Fresno County Public Library to support library services at the Woodward Park Regional Library

**Public Works and Planning**

6. Conduct Workshop on Procedural Rules Governing Public Hearings Regarding Planning, Zoning and Subdivision Matters
7. Adopt Resolution which establishes the "County Service Area Revolving Fund" under California Government Code § 25214.5 and establishes a policy for use of revolving fund, including eligibility criteria and repayment requirements (\$600,000); and adopt Resolution increasing FY 2016-17 Committed Fund Balance in General Fund in amount of \$600,000 for County Service Area Revolving Fund and decreasing Unassigned Fund Balance in General Fund in amount of \$600,000

**Board of Supervisors' Committee Reports and Comments**

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

**Board Appointments**

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

**Public Presentations**

10. 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

**Closed Session**

*The public may comment on Closed Session items prior to the Board's recess to Closed Session*

11. 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
12. Conference with legal counsel – Significant Exposure to Litigation – Government Code section 54956.9(d)(2) or (d)(3) (2 cases)
13. Conference with legal counsel – Initiation of Litigation – Government Code section 54956.9(d)(4) (2 cases)
  - 13.1 Conference with legal counsel - Existing Litigation Government Code section 54956.9(d)(1) – Dwayne Alvares, et al. v. County of Fresno, et al., FCSC Case No. 15CECG01925; Gilbert Lopez v. County of Fresno, et al., FCSC Case No. 15CECG01724; Ricardo Contreras v. County of Fresno, et al., FCSC Case No. 15 CECG00097; Joseph Banuelos v. County of Fresno, et al., FCSC Case No. 14CECG02990; Juan Gonzales, et al. v. County of Fresno, et al., FCSC Case No. 14CECG02992; Richard Hickingbottom v. County of Fresno, et al., FCSC Case No. 14CECG02992; Luciano Morales, et al. v. County of Fresno, et al., FCSC Case No. 15CECG01095; Xiongh Thao v. County of Fresno, et al., Fifth District Court of Appeal Case No. F072276; Joan Byrd, et al. v. County of Fresno, et al., Fifth District Court of Appeal Case No. F070597; Kirby v. County of Fresno, et al., Fifth District Court of Appeal Case No. F070056; Donald Kolz v. Fresno County Board of Supervisors, FCSC Case No. 15 CE CL 08662; Jeff Hoffman v. County of Fresno, et al., FCSC Case No. 15 CE CG 03750
  - 13.2 Conference with Real Property Negotiators - Government Code 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 purchase or lease of properties, price, terms and conditions

**Adjourn****NEXT MEETINGS:**

*February 28, 2017 - 9:00 AM*

*March 7, 2017 - 9:00 AM*

Requests for disability-related modification or accommodation needed in order to participate in the meeting must be made to the Clerk to the Board of Supervisors (559) 600-3529 no later than Monday at 9:00 a.m.

**CONSENT AGENDA**

*(Any Board Member may pull any consent item for discussion or separate vote)*

**Board of Supervisors**

14. Approve minutes of meeting for January 31, 2017

**Auditor Controller-Treasurer/Tax Collector**

15. Receive and file the County of Fresno Comprehensive Annual Financial Report (CAFR) for the fiscal year ended June 30, 2016

**County Clerk/Registrar of Voters**

16. Approve Bluffs Community Services District's request to move from odd to even-numbered year elections and set the date for the District's election to occur on the same day as the statewide General election

**Board of Supervisors Sitting as the Board of Directors of the Fresno County Financing Authority (FCFA)**

17. Approve and authorize Chairperson to execute Settlement Agreement with Defendant, Piper Jaffray & Co., in connection with In re Municipal Derivatives Antitrust Litigation, MDL Docket No. 1950, Master Docket No. 08-2516 (VM) (GWG) (the MDL), including Fresno County Financing Authority (FCFA) v. AIG Financial Products Corp. et al., 09 Civ. 119 (VM), United States District Court, Southern District of New York, subject to execution of the Settlement Agreement by Defendant, Piper Jaffray & Co., and approval thereof as to form by FCFA's special co-counsel (\$9,000 gross settlement amount)

**Administrative Office**

18. 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
19. Adopt Resolution proclaiming continuation of the local emergency status as a result of the 2017 Drought Conditions

**Behavioral Health**

20. Approve and authorize the Chairman to execute an Agreement with Alliant International University, for research and grant-writing opportunities for its students, effective upon execution, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions (\$0)

21. 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 for unusual or extraordinary circumstances for the solicitation of an integrated mental health electronic information system for the Department of Behavioral Health; and, approve and authorize the Chairman to execute an Agreement with Netsmart Technologies, Inc., to provide system support and maintenance for the Department of Behavioral Health, effective July 1, 2017 through June 30, 2018, with four automatic extensions (\$7,736,535)

### **Human Resources**

22. Approve the Addendums to the Memorandum of Understandings regarding a salary range adjustment for a total of six identified classifications in Representation Unit 4 – Eligibility Workers, and Representation Unit 12 – Clerical, Paramedical, Building & Service employees, represented by SEIU Local 521; Memorandum of Understanding regarding a salary range adjustment for the two identified classifications in Representation Unit 13 – Crafts and Trades, represented by Stationary Engineers Local 39; and, adjust the hourly rate for the eight identified classifications to \$10.50/hour and the salary range for the one identified classification to Range 840 (\$10.50/hour) in Salary Resolution section 100 – Alphabetical Position Listing, effective February 13, 2017, as reflected in Appendix B
23. Approve Resolutions Rejecting Claims for Damages; and, approve Resolutions Rejecting Applications for Leave to Present a Late Claim

### **Internal Services**

24. Approve the Salary Resolution Amendment regarding the Chief of Security classification, on file with the Clerk to the Board, effective February 13, 2017, as reflected on Appendix "C"
25. Approve and authorize Chairman to execute an agreement with Vision Technology Solutions, LLC to provide professional services for website design, content migration, software licenses, installation, training, and software maintenance of a Web Content Management System, effective upon execution, for three-year initial term, with two optional one-year extensions, total not to exceed \$307,003

### **Public Health**

26. Approve and authorize the Chairman to execute an Agreement with California Department of Health Care Services for the Medi-Cal County Inmate Program for FY 2016-17, effective April 1, 2017 through June 30, 2017 (\$576,780); and, Agreement with California Department of Health Care Services for the Medi-Cal County Inmate Program for FY 2017-18, effective July 1, 2017 through June 30, 2018 (\$2,305,901)
27. Approve and authorize the Chairman to execute Amendment I to Agreement No. 15-524 with the California Department of Public Health, for Sexually Transmitted Disease Prevention programs, effective February 7, 2017 with no change to the term of July 1, 2015 through June 30, 2019 and decreasing the maximum by \$80,000 to a total of \$426,780

**Public Works and Planning**

28. Adopt plans and specifications for Contract No. 16-12-C Bethel and Manning Traffic Signal Installation, and authorize Director of Department of Public Works and Planning, or his designee, to advertise for bids and set bid opening date contingent upon Department receiving authorization from California Department of Transportation
29. Adopt Resolution authorizing conditional transfer of one sewer and one water equivalent dwelling unit from Assessor's Parcel Number 136-372-24 to Assessor's Parcel Number 130-920-30
30. Approve and authorize Chairman to execute Agreement with Arvin-Edison Water Storage District for transfer of 850 acre-feet of water for County Service Area 34 benefitting residences and golf course in Brighton Crest Subdivision, County Service Area 34, Zone A, and residences in Bella Vista Subdivision, County Service Area 34, Zone C during 2017 water year of March 1, 2017 through February 28, 2018, for total maximum cost of \$467,500
31. Accept the easement deeds and authorize the Chairman to execute the right-of-way contracts and temporary construction permits required for the Auberry Road and Copper Avenue Traffic Signal Project for a total monetary consideration of \$3,200
32. Approve Resolution Adopting California Environmental Quality Act Findings for Proposed Infrastructure Improvement, Maintenance, Protection, and Repair Agreement, and direct staff to file Notice of Determination with Office of the Fresno County Clerk; and approve and authorize Chairman to execute Proposed Infrastructure Improvement, Maintenance, Protection, and Repair Agreement with Panoche Valley Solar, LLC
33. Adopt the Resolution declaring surplus County owned excess property located at 28134 Thermal Road, Sanger (Tivy Valley), CA 93657 (APN 158-203-40) and authorize Clerk to the Board to publish notice of intention to sell County owned Excess property for a minimum bid of \$35,000.00 by public auction at 9:00 a.m. on March 28, 2017 (4/5 Vote)
34. Adopt Budget Resolution increasing the FY 2016-17 appropriations in Public Works and Planning - Roads Org 4510 in the amount of \$1,100,000 for routine maintenance and repair work (4/5 vote)
35. Adopt plans and specifications for Contract No. 16-22-SW, American Avenue Disposal Site Phase III, Modules 7 and 8 Excavation and Liner, and authorize the Director of the Department of Public Works and Planning, or his designee, to advertise for bids and set bid opening date
36. Authorize Chairman to execute contract change order for Contract No. 16-02-C, Calwa ADA Paths, which will increase contract amount by \$42,107.86, proposed change order exceeds authorized Director's limit of \$25,078 and will increase total amount of contract to \$299,950.86
37. Adopt specifications for Contract No. 16-19-C, Ashlan Avenue and Thorne Avenue Traffic Signal Installation, State Project No. SRS2L-5942(220), and authorize Director of Department of Public Works and Planning or his designee to advertise for bids and set a bid opening date