



County of Fresno

Action Summary - Draft

Board of Supervisors

Hall of Records, Room 301
2281 Tulare Street
Fresno, California
93721-2198
Telephone: (559) 600-3529
Toll Free: 1-800-742-1011
www.co.fresno.ca.us

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, September 7, 2021

10:00 AM

Hall of Records

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

Invocation and Pledge of Allegiance

CHAIRMAN BRANDAU ANNOUNCED THAT THIS SATURDAY IS THE 20TH ANNIVERSARY OF 9/11, STATING IT'S IMPORTANT FOR ALL OF US AS AMERICANS TO REALLY CONSIDER THE GREAT BLESSINGS THAT WE HAVE IN THE COUNTRY, BUT ALSO MANY CHALLENGES. SUPERVISOR BRANDAU ANNOUNCED A MEMORIAL EVENT IS SCHEDULED FOR SATURDAY AT THE FORMER PELCO CAMPUS, SPONSORED BY THE COOK FAMILY. MORE INFORMATION IS AVAILABLE ON THE COUNTY WEBSITE

PASTOR B.T. LEWIS, RISING STAR MISSIONARY BAPTIST CHURCH, GAVE THE INVOCATION AND LED THE BOARD OF SUPERVISORS IN THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR MAGSIG, THAT THIS AGENDA BE APPROVED WITH THE EXCEPTION OF ITEM 14 WHICH WAS DELETED (TO RETURN TO A DATE UNCERTAIN). THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

2. Approve Consent Agenda - Item Numbers 25 - 54

A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR MAGSIG, THAT THIS CONSENT AGENDA BE APPROVED WITH THE EXCEPTION OF ITEMS 27.2 AND 41 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors

3. Presentation of Retirement Plaque to David Rocha, Jr. - Department of Public Works and Planning - 21 Years of Service

PRESENTED RETIREMENT PLAQUE TO DAVID ROCHA

4. Presentation of Retirement Plaque to Helen Rodriguez - Department of Social Services - 26 Years of Service

PRESENTED RETIREMENT PLAQUE TO HELEN RODRIGUEZ

Chairman Brandau

5. Proclaim September 2021 as Hunger Action Month

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

Resolution No. 21-261

Supervisor Magsig

6. Proclaim September 6-10, 2021 as Hinds Hospice Week and recognize Nancy Hinds and Hinds Hospice on its 40th Anniversary

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

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

Resolution No. 21-262

Chairman Brandau

- 6.1 Consideration and adoption of a resolution in opposition to Pacific Gas & Electric (PG&E) Company's June 2021 General Rate Case (GRC) filing to the California Public Utilities Commission (CPUC) requesting substantial rate increases

A MOTION WAS MADE BY CHAIRMAN BRANDAU, 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. 21-263

Administrative Office

7. Conduct a public hearing under the Tax Equity and Fiscal Responsibility Act ("TEFRA") and the Internal Revenue Code of 1986, as amended (the "Code"), regarding the conduit issuance of tax-exempt revenue bonds ("Bonds") in a principal amount not to exceed \$19,600,000 to finance certain new projects and refinance certain bonds for previous projects of Valley Health Team, Inc. (the "Corporation") located in Fresno County, including the cities of San Joaquin, Kerman, Kingsburg, and Firebaugh, and adopt the resolution approving the conduit issuance of the Bonds by the California Municipal Financing Authority ("CMFA") for the benefit of Valley Health Team, Inc. which adoption is solely for the purposes of satisfying the requirements of TEFRA and the Code

CONDUCTED PUBLIC HEARING. NO PUBLIC TESTIMONY. 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: 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 21-264

8. Accept the Sons of the American Revolution's presentation of a Flag Appreciation Certificate to the County of Fresno for displaying the Flag of the United States in accordance with the U.S. flag code, values and in the spirit of American Patriotism

ACCEPTED

Human Resources

9. Conduct the first hearing of an Ordinance, and approve an amendment adding Section 5.02 of the Fresno County Code pertaining to delegation of authority to staff to resolve, reject, and settle litigation against the County of Fresno; waive reading of the Ordinance in its entirety; and set the second hearing for September 21, 2021; designate County Counsel to prepare a fair and adequate summary of the proposed Ordinance; 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 CHAIRMAN BRANDAU, 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 Health

10. Conduct first hearing to amend the Master Schedule of Fees, Charges, and Recovered Costs Ordinances by amending Section 900 - Environmental Health, sections 902 through 906, 908 through 917, 919 through 934.1, 938 through 940.2, and 948 through 951; waive reading of the Ordinance in its entirety and set second hearing for September 21, 2021; Designate County Counsel to prepare a fair and adequate summary of the proposed Ordinances; Direct the Clerk of the Board to post and publish the required summaries in accordance with Government Code section 25124(b)(1)

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

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

11. Receive presentation and update by the Department of Public Health on COVID-19 in Fresno County and provide direction to staff

RECEIVED PRESENTATION AND UPDATE BY THE DEPARTMENT OF PUBLIC HEALTH ON COVID-19 IN FRESNO COUNTY

Public Works and Planning

12. Adopt plans and specifications for Contract No. 21-03-M, Slurry Seals at various locations in Fresno County, receive verbal report on bid opening, and award to bidder with lowest responsive bid

RECEIVED VERBAL REPORT. A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR MAGSIG, THAT THIS MATTER BE ACTED ON AS FOLLOWS: ADOPT SPECIFICATIONS AND AWARD CONTRACT NO. 21-03-M, SLURRY SEALS, TO THE LOWEST RESPONSIBLE BIDDER, PAVEMENT COATINGS CO. 2150 BELL AVENUE 125, SACRAMENTO, CALIFORNIA 95838 IN THE TOTAL AMOUNT OF \$761,503. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

13. Consider appeal of Planning Commission's denial of Classified Conditional Use Permit Application No. 3706, proposing to amend Classified Conditional Use Permit No. 2956 to allow for a 50 percent lot coverage (maximum 40 percent allowed) and a 15-foot rear yard setback (minimum 20 feet required) for 133 lots in Tract Map No. 6189 (Phase 2 of Vesting Tentative Tract Map No. 4968) located on a 38.78-acre parcel in R-1-C (c) Zone District approximately 1,600 feet south of Millerton Road, 2,167 feet west of Marina Drive, and two miles east of the unincorporated community of Friant; and if Appeal is granted and Planning Commission's denial of Classified Conditional Use Permit Application No. 3706 overturned: a. approve proposal subject to project Conditions of Approval and Project Notes; and b. make required Findings specified in Section 873(F) for approval of Classified Conditional Use Permit Application No. 3706 as recommended in Staff Report to Planning Commission; and c. adopt Resolution approving Classified Conditional Use Permit Application No. 3706 by amending Classified Conditional Use Permit No. 2956 to allow for a 50 percent lot coverage (maximum 40 percent allowed) and a 15-foot rear yard setback (minimum 20 feet required) for 133 lots in Tract Map No. 6189 (Phase 2 of Vesting Tentative Tract Map No. 4968)

CONDUCTED PUBLIC HEARING ON APPEAL OF PLANNING COMMISSION'S DENIAL OF CLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3706, PROPOSING TO AMEND CLASSIFIED CONDITIONAL USE PERMIT NO. 2956 TO ALLOW FOR A 50 PERCENT LOT COVERAGE (MAXIMUM 40 PERCENT ALLOWED) AND A 15-FOOT REAR YARD SETBACK (MINIMUM 20 FEET REQUIRED) FOR 133 LOTS IN THE TRACT MAP NO. 6189 (PHASE 2 OF VESTING TENTATIVE TRACT MAP NO. 4968) LOCATED ON A 38.78-ACRE PARCEL IN THE R-1-C (C) ZONE DISTRICT APPROXIMATELY 1,600 FEET SOUTH OF MILLERTON ROAD, 2,167 FEET WEST OF MARINA DRIVE, AND TWO MILES EAST OF THE UNINCORPORATED COMMUNITY OF FRIANT. RECEIVED PUBLIC TESTIMONY. CLOSED PUBLIC HEARING. A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY CHAIRMAN BRANDAU, THAT THIS MATTER BE ACTED ON AS FOLLOWS: 1) GRANT APPEAL OF THE PLANNING COMMISSION'S DENIAL OF CLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3706, AND APPROVE THE PROPOSAL SUBJECT TO PROJECT CONDITIONS OF APPROVAL AND PROJECT NOTES; 2) MAKE THE REQUIRED FINDINGS SPECIFIED IN SECTION 873(F) FOR APPROVAL OF THE CLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3706 AS RECOMMENDED IN THE STAFF REPORT TO THE PLANNING COMMISSION; AND 3) ADOPT RESOLUTION APPROVING CLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3706 BY AMENDING CLASSIFIED CONDITIONAL USE PERMIT NO. 2956 TO ALLOW FOR A 50 PERCENT LOT COVERAGE (MAXIMUM 40 PERCENT ALLOWED) AND A 15-FOOT REAR YARD SETBACK (MINIMUM 20 FEET REQUIRED) FOR 133 LOTS IN THE TRACT MAP NO. 6189 (PHASE 2 OF VESTING TENTATIVE TRACT MAP NO. 4968), SUBJECT TO THE PROPOSED CONDITIONS OF APPROVAL ATTACHED TO THE STAFF REPORT TO THE PLANNING COMMISSION. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Resolution No. 21-265

14. Approve Amendment to Text Application No. 381 and adopt Ordinance amending sections 803, 816, 817 and 855 of the Fresno County Zoning Ordinance modifying the text to address programs identified in the 5th Cycle Housing Element (Program 10), recent litigation, and state mandated modifications related to Health and Safety Code Sections 17008, 17021.5, 17021.6 and 17021.8 related to employee and farmworker housing; determine that Recommended Action 1 is exempt from the California Environmental Quality Act and direct staff to file a Notice of Exemption with the Fresno County Clerk's Office; 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 California Government Code, section 25124(b)(1)

DELETED (TO RETURN TO A DATE UNCERTAIN)

15. Adopt Specifications for Contract No. 21-02-C, Lincoln Avenue Cold Pavement Recycling, Federal Project No. CMLSTBG-5942(300); and receive verbal report on bid opening; and hear and consider bid protest from apparent third low bidder, A. Teichert & Son, Inc.; dba Teichert Construction, 400 Sunrise Avenue, Suite 300, Roseville, CA 95661, regarding proposed award of Contract No. 21-02-C to apparent low bidder, Yarbs Grading & Paving, Inc., 11339 S. Peach Avenue, Fresno, CA 93725; and find that Yarbs Grading & Paving, Inc. is lowest responsible bidder for Contract No. 21-02-C, and that any deviation from strict bidding requirements in bid submitted by Yarbs Grading & Paving Inc. is immaterial and is hereby waived, in discretion of the Board and in furtherance of best interest of County; and award Contract No. 21-02-C to low bidder, Yarbs Grading & Paving, Inc., in amount of \$9,273,640

RECEIVED VERBAL REPORT ON BID OPENING. CONDUCTED PUBLIC HEARING ON BID PROTEST BY THE APPARENT THIRD LOW BIDDER, A. TEICHERT & SON, INC., DBA TEICHERT CONSTRUCTION, 400 SUNRISE AVENUE, SUITE 300, ROSEVILLE, CALIFORNIA 95661 REGARDING THE PROPOSED AWARD TO THE APPARENT LOW BIDDER, YARBS GRADING & PAVING, INC., 11339 S. PEACH AVENUE, FRESNO, CALIFORNIA 93725. NO APPEARANCE WAS MADE BY THE PROTESTING BIDDER AND THE ONLY PUBLIC TESTIMONY OFFERED WAS RECEIVED FROM A REPRESENTATIVE OF THE APPARENT LOW BIDDER. CLOSED PUBLIC HEARING. A MOTION WAS MADE BY VICE CHAIRMAN PACHECO, SECONDED BY SUPERVISOR MENDES, THAT THIS MATTER BE ACTED ON AS FOLLOWS: 1) ADOPT SPECIFICATIONS FOR CONTRACT NO. 21-02-C, LINCOLN AVENUE COLD PAVEMENT RECYCLING, FEDERAL PROJECT NO. CMLSTBG-5942(300); 2) FIND THAT YARBS GRADING & PAVING, INC. IS THE LOWEST RESPONSIBLE BIDDER FOR CONTRACT NO. 21-02-C, AND THAT ANY DEVIATION FROM STRICT BIDDING REQUIREMENTS IN THE BID SUBMITTED BY YARBS GRADING & PAVING INC. IS IMMATERIAL AND IS HEREBY WAIVED, IN THE DISCRETION OF THE BOARD AND IN FURTHERANCE OF THE BEST INTEREST OF THE COUNTY; AND 3) AWARD CONTRACT NO. 21-02-C TO THE LOW BIDDER, YARBS GRADING & PAVING, INC, IN THE AMOUNT OF \$9,273,640. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors' Committee Reports and Comments

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

SUPERVISOR MAGSIG ACKNOWLEDGED THE U.S. FOREST SERVICE CLOSING FORESTS UNTIL SEPTEMBER 17, BUT WOULD LIKE TO ENCOURAGE THE FOREST SERVICE TO ALLOW RESIDENTS TO ENJOY LOCAL FORESTS, STRESSING THE IMPORTANCE OF GOING OUTSIDE DURING THE COVID-19 PANDEMIC. SUPERVISOR MAGSIG ALSO ANNOUNCED A WELL-ATTENDED EVENT IN SHAVER LAKE ON SATURDAY, SEPTEMBER 4, MARKING THE 1-YEAR ANNIVERSARY OF THE CREEK FIRE AND THANKED COUNTY DEPARTMENTS, INCLUDING PUBLIC HEALTH, SOCIAL SERVICES, BEHAVIORAL HEALTH, AND PUBLIC WORKS AND PLANNING'S BUILDING AND SAFETY TEAM FOR CONTINUING TO WORK WITH CREEK FIRE VICTIMS. SUPERVISOR QUINTERO THANKED PUBLIC WORKS AND PLANNING FOR WORKING TO CLEAN TRASH-FILLED PROPERTIES AND ALSO THANKED THE HOMELESS TASK FORCE FOR ASSISTING WITH THE HOMELESS CAMP ALONG THE MAYFAIR AREA CANAL. CHAIRMAN BRANDAU ANNOUNCED THE STATE OF THE COUNTY EVENT ON WEDNESDAY, SEPTEMBER 22 AT THE FRESNO CHAFFEE ZOO AND THAT THE FRESNO COUNTY BUDGET HEARINGS WILL BEGIN MONDAY, SEPTEMBER 13

Board Appointments

17. 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 APPOINTMENT BE APPROVED AS FOLLOWS:

SELMA CEMETERY DISTRICT
APPOINT KAREN L. FOSTER TO THE POSITION PREVIOUSLY HELD BY RONALD BAKER (TERM TO EXPIRE 01/03/22)

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Public Presentations

18. Public Presentations - This portion of the meeting reserved for persons desiring to address the Board on any matter not on this agenda - Pursuant to Administrative Policy No. 29, presentations are limited to 3 minutes per person and no more than 15 minutes total per topic
HELD

Closed Session

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

HELD; NO REPORTABLE ACTION

- 20.** Conference with legal counsel - Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (2 Cases)
HELD; NO REPORTABLE ACTION
- 21.** 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
- 22.** Public Employee Evaluation - Government Code, section 54957(b); County Administrative Officer
HELD; NO REPORTABLE ACTION
- 23.** Conference with Real Property Negotiators - Government Code, section 54956.8. Property: In the Vicinity of Butte and American Avenues, near Kerman, CA 93630 (APN's 020-210-01ST and 020-230-22ST); County Negotiator: Robert W. Bash, Director of Internal Services/Chief Information Officer. Negotiating Parties: Gill Farms. Under Negotiations: Instructions to County's negotiator may concern lease of property, price, terms and conditions
HELD; NO REPORTABLE ACTION
- 24.** Conference with Real Property Negotiators - Government Code, section 54956.8. Property: In the Vicinity of Humbolt and American Avenues, near Kerman, CA 93630 (APN 020-052-14ST); County Negotiator: Robert W. Bash, Director of Internal Services/Chief Information Officer. Negotiating Parties: Gill Farms. Under Negotiations: Instructions to County's negotiator may concern lease of property, price, terms and conditions
HELD; NO REPORTABLE ACTION

Adjourn

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, 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 _____

CONSENT AGENDA

A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR MAGSIG, THAT THIS CONSENT AGENDA BE APPROVED WITH THE EXCEPTION OF ITEMS 27.2 AND 41 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors

- 25.** Approve minutes of meeting for August 24, 2021

APPROVED AS RECOMMENDED

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

Chairman Brandau

- 26.** Proclaim September 2021 as National Suicide Prevention Month

APPROVED AS RECOMMENDED

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

Resolution No. 21-250

Supervisor Magsig and Supervisor Mendes

- 27.** Recognize and honor the life of John Lawson

APPROVED AS RECOMMENDED

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

Resolution No. 21-251

Supervisor Quintero

- 27.1** Adjourn in Memory of Gary A. Smith

APPROVED AS RECOMMENDED

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

- 27.2** Adjourn in Memory of Harry Huey

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

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

Auditor Controller-Treasurer/Tax Collector

28. Adopt a resolution establishing tax rates, and levying taxes on the secured roll, for the countywide rate of one percent, voter approved indebtedness, ad valorem taxes for revenue districts, and unitary taxes in Fresno County for the Fiscal Year 2021-22

APPROVED AS RECOMMENDED

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

Resolution No. 21-252

County Clerk/Registrar of Voters

29. Adopt a Resolution approving the City of Orange Cove and West Park Elementary School District's requests for the Fresno County Clerk/Registrar of Voters to conduct a Consolidated Special Municipal Election and Consolidated Special School Board Election with the Orange Cove Police Protection Districts' regularly scheduled election on November 2, 2021

APPROVED AS RECOMMENDED

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

Resolution No. 21-253

District Attorney

30. Approve and authorize the Chairman to execute a Grant Application/Agreement and Certification of Assurance of Compliance for the Violence Against Women Vertical Prosecution program with the California Governor's Office of Emergency Services (Cal OES), for the period January 1, 2022 through December 31, 2022 (\$270,060)

APPROVED AS RECOMMENDED

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

Agreement No. 21-348

Sheriff/Coroner/Public Administrator

31. Approve and authorize the Chairman to execute a retroactive Master Agreement with qualified vendors for evidentiary and clinical toxicology laboratory testing for the Sheriff's Office and the District Attorney's Office, effective July 1, 2021 through June 30, 2026, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$4,156,700

APPROVED AS RECOMMENDED

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

Agreement No. 21-349

Administrative Office

32. 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 services to promote and market the resources and economy of Fresno County; and approve and authorize the Chairman to execute a retroactive sole source Agreement with The Economic Development Corporation Serving Fresno County to promote and market the resources and economy of Fresno County, including the proposed Fresno County Business and Industrial Campus, management of the administration of County's Strategy Committee, and implementation of County's Comprehensive Economic Development Strategy, effective July 1, 2021 through June 30, 2022 (\$150,000)

APPROVED AS RECOMMENDED

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

Agreement No. 21-350

33. 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. 21-254, Resolution No. 21-255

34. 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. 21-256

Behavioral Health

35. Approve and authorize the Chairman to execute a retroactive Participation Agreement with the California Mental Health Services Authority for Central Valley Suicide Prevention Hotline services, effective July 1, 2021 through June 30, 2022, total not to exceed \$422,007.83; and, Department of Behavioral Health Director, or designee, to be the signatory and act as the County's representative, on behalf of the Board of Supervisors, on associated California Mental Health Services Authority Central Valley Suicide Prevention Hotline related reports and forms, without modifying the maximum compensation

APPROVED AS RECOMMENDED

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

Agreement No. 21-351

36. Make a finding that is in the best interest of the County to suspend the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances as Kings View Behavioral Health has the unique capability of responding to individuals with suicidal ideation and/or crisis for the Suicide Prevention Follow-Up Call Innovation pilot program in Fresno County; approve and authorize the Chairman to execute an Agreement with Kings View Behavioral Health for Suicide Prevention Follow-Up Call Innovation pilot program services, effective upon execution, not to exceed two years and eleven months, total not to exceed \$765,000; make a finding that is in the best interest of the County to suspend the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances as Prevention Communities LLC has the unique research and expertise for Suicide Prevention Follow-Up Call Innovation pilot program evaluation services in Fresno County; and, approve and authorize the Chairman to execute an Agreement with Prevention Communities LLC for Suicide Prevention Follow-Up Call Innovation pilot program evaluation services, effective upon execution, not to exceed two years and eleven months, total not to exceed \$199,969

APPROVED AS RECOMMENDED

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

Agreement No. 21-352, Agreement No. 21-353

37. Approve and authorize the Chairman to execute a retroactive revenue Agreement with Central Valley Regional Center, Inc. for liaison and consultation services at the Mental Health Rehabilitation Center, effective July 1, 2021 through June 30, 2026 (\$229,535)

APPROVED AS RECOMMENDED

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

Agreement No. 21-354

38. Accept the Hinds Hospice Local Outreach to Suicide Survivors Team FY 2020-21 Annual Report

APPROVED AS RECOMMENDED

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

Human Resources

39. Approve and authorize the Chairman to execute a retroactive Second Amendment to Agreement No. A-21-025 with Pinnacle Training Systems, LLC to adjust the types of COVID-19 testing offered, adjust the populations to be tested at the direction of the Director of Human Resources, extend the term of the Agreement from July 9, 2020 to June 31, 2022, and increase the maximum by \$6,131,000 to a total of \$9,880,000

APPROVED AS RECOMMENDED

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

Agreement No. 21-025-2

40. Approve Amendment to the Salary Resolution deleting one vacant Accounting and Financial Division Chief position, adding one Tax Collections Division Chief and allocating one Tax Collections Manager within the Auditor-Controller/Treasurer-Tax Collector's Office, effective September 20, 2021, as reflected in Appendix "C"

APPROVED AS RECOMMENDED

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

Salary Resolution No. 21-022

Internal Services

41. Approve and authorize the Chairman to execute an Agreement with Fujitsu America, Inc. to perform a code modernization project for the Assessor-Recorder's and Auditor-Controller/Treasurer-Tax Collector's Property Management Information System (also known as the Property Tax System), effective September 7, 2021 through September 6, 2024, total not to exceed \$3,467,319

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

Agreement No. 21-363

42. Approve and authorize the Chairman to execute First Amendment to Agreement No. 17-458 with Environmental Systems Research Institute, Inc. extending the term by five years from September 12, 2021 to September 12, 2026 and increasing the maximum by \$2,500,000 to a total of \$3,510,000

APPROVED AS RECOMMENDED

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

Agreement No. 17-458-1

43. 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, as Microsoft Corporation is the only provider of necessary maintenance and support of Microsoft products used by the County; and approve and authorize the Chairman to execute Unified Support Services Agreement with Microsoft Corporation (Enterprise Services Work Order) for maintenance and technical support services of Microsoft products, effective October 2, 2021 through October 1, 2022, total not to exceed \$286,137

APPROVED AS RECOMMENDED

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

Agreement No. 21-355

Library

44. Adopt Resolution accepting and expressing gratitude for a monetary donation of \$47,987.27 from the Jarrett Family Trust to the Fresno County Public Library; and authorize the County Librarian to execute all documents required to receive distribution of trust assets, including, but not limited to, Receipt (in substantially the form as attached), subject to review and approval as to legal form by County Counsel and review as to accounting form by the Auditor-Controller/Treasurer-Tax Collector

APPROVED AS RECOMMENDED

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

Resolution No. 21-257

Probation

45. Retroactively approve and authorize the Probation's previous submittal of a grant application to the State of California, Governor's Office of Emergency Services (Cal OES), for the Probation Specialized Units Program (\$100,000); and approve and authorize the Chairman to execute a grant application/agreement and with Cal OES, for the period of October 1, 2021 through September 30, 2022 (\$100,000)

APPROVED AS RECOMMENDED

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

Agreement No. 21-356

46. 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 Victim Witness (VW) Program (\$1,475,560); and Approve and authorize the Chairman to execute a Grant Application/Agreement for the VW Program with Cal OES, effective October 1, 2021 through September 30, 2022

APPROVED AS RECOMMENDED

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

Agreement No. 21-357

Public Defender

47. Approve and authorize the Chairman to execute a retroactive Special Services Revenue Agreement with the Fresno Regional Workforce Development Board, effective July 1, 2021 to June 30, 2022, total not to exceed \$45,000, including the following required forms: (1) Workforce Innovation and Opportunities Act Assurances and Certifications Standard of Conduct; (2) Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion Lower-Tier Covered Transactions; and (3) Signatory Authorization form; and adopt Budget Resolution increasing the FY 2021-22 appropriations and estimated revenues in the Public Defender Org 2880 in the amount of \$45,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Agreement No. 21-358, Resolution No. 21-258

Public Health

48. Approve and authorize the Chairman to execute a retroactive Agreement with Central California Faculty Medical Group for Physician Consultation and Administrative Services, effective July 1, 2021 through June 30, 2022, with the option to extend for an indefinite number of 12-month periods, total not to exceed \$250,000

APPROVED AS RECOMMENDED

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

Agreement No. 21-359

49. Approve and authorize the Chairman to execute a retroactive Agreement with Advanced Medical Management, Inc., for fiscal intermediary services for the Emergency Medical Services Fund by providing claim processing services, effective July 1, 2021 through June 30, 2022, with the option to extend for one additional 12-month period, total not to exceed \$3,720,000

APPROVED AS RECOMMENDED

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

Agreement No. 21-360

50. Approve and authorize the Chairman to execute retroactive Amendment IV to Agreement No. 16-683 with Children and Families Commission of Fresno County, for the Nurse-Family Partnership program extending the term by one year from July 1, 2021 to June 30, 2022 and increasing the maximum by \$210,249 to a total of \$1,247,435; and approve and authorize the Chairman to execute retroactive Amendment IV to Agreement No. 16-684 with Children and Families Commission of Fresno County, for the Nurse Liaison program extending the term by one year from July 1, 2021 to June 30, 2022 and increasing the maximum by \$394,361 to a total of \$2,177,652

APPROVED AS RECOMMENDED

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

Agreement No. 16-683-4, Agreement No. 16-684-4

Public Works and Planning

51. Approve and authorize the Chairman to execute the First Amendment to Agreement No. 20-J-03 with Durham Construction Company, Inc., for funded County department project requests including remodels, maintenance, and repairs, effective upon execution with no change in term, and increasing the maximum amount by \$3,200,000 to a total of \$5,200,000

APPROVED AS RECOMMENDED

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

52. Approve and authorize Chairman to execute the Second Amended and Restated Memorandum of Understanding No. 06-584 between the County of Fresno and the City of Reedley; and determine that the approval and authorization of the Chairman to execute the Second Amended and Restated Memorandum of Understanding between the County of Fresno and City of Reedley is exempt from the requirements of the California Environmental Quality Act, Public Resources Code 2100, et seq., and direct staff to file a Notice of Exemption with the Office of the Fresno County Clerk

APPROVED AS RECOMMENDED

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

Agreement No. 21-361

53. Adopt Budget Resolution increasing FY 2021-22 appropriations for American Avenue Disposal Site - Equipment Org 9026 in amount of \$80,000 to pay for two Ford F-150 trucks using American Avenue Disposal Site Enterprise Fund General Reserves (4/5 vote)

APPROVED AS RECOMMENDED

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

Agreement No. 21-259

Social Services

54. Adopt Resolution accepting and expressing gratitude for the non-monetary donation of certified child-safe teddy bears and formal wear valued at \$56,250 from the Assistance League of Fresno; and, approve and authorize the Chairman to execute an Agreement with Assistance League of Fresno for participation in the Operation Bear Hug and Dream Dress donation programs, effective upon execution, not to exceed fifteen consecutive years, which includes a three-year base and four automatic three-year extensions (\$0)

APPROVED AS RECOMMENDED

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

Resolution No. 21-260, Agreement No. 21-362