



# County of Fresno

## Action Summary - Final

### Board of Supervisors

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*Sal Quintero, 3rd District, Chairman*  
*Andreas Borgeas, 2nd District, Vice-Chairman*  
*Brian Pacheco, 1st 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*

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Tuesday, March 20, 2018

9:30 AM

Hall of Records

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**Present:** 5 - Vice Chairman Andreas Borgeas, Supervisor Nathan Magsig, Supervisor Buddy Mendes, Supervisor Brian Pacheco, and Chairman Sal Quintero

#### **Invocation and Pledge of Allegiance**

*REVEREND DANNY JACK, FIRST CHINESE BAPTIST CHURCH, GAVE THE INVOCATION AND LED THE BOARD IN THE PLEDGE OF ALLEGIANCE*

1. Approve Agenda

**A MOTION WAS MADE BY VICE CHAIRMAN BORGEAS, SECONDED BY SUPERVISOR MAGSIG, THAT THE AGENDA BE APPROVED WITH THE EXCEPTION OF ITEM 11 WHICH WAS CONTINUED TO DATE UNCERTAIN. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

2. Approve Consent Agenda - Item Numbers 23 - 53

**A MOTION WAS MADE BY VICE CHAIRMAN BORGEAS, SECONDED BY SUPERVISOR MENDES, THAT THE CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 25 AND 53 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. CLERK ANNOUNCED CORRECTION TO AGENDA ITEM 51, PARAGRAPH THREE (3) UNDER THE DISCUSSION HEADING. THE DATE DECEMBER 20, 2017, WAS CORRECTED TO READ AUGUST 18, 2012. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

**Chairman Quintero**

- 3. Proclaim March 20, 2018 as Dr. Ken Bird Day

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

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-104

**Supervisor Magsig**

- 4. Proclaim March 20, 2018 as “National Public Defense Day” in the County of Fresno

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

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-105

**Supervisor Mendes and Supervisor Pacheco**

- 4.1 Adopt Proclamation to proclaim March 20, 2018, as National Ag Day in Fresno County

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

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-106

**Chairman Quintero**

- 5. Discuss and provide direction to staff regarding possible participation with the Fresno Grizzlies Community Fund, to perform community outreach services to Foster Youth and Elementary School Children throughout the County of Fresno

**A MOTION WAS MADE BY CHAIRMAN QUINTERO AS FOLLOWS:**

**1) AUTHORIZE THE COUNTY ADMINISTRATIVE OFFICER TO PROVIDE AN AGREEMENT WITH THE FRESNO GRIZZLIES COMMUNITY FUND, TO PERFORM SERVICES FOR FOSTER YOUTH HOMEBASE PROGRAM AND FOR ELEMENTARY SCHOOL CHILDREN PARKERS POSSE PROGRAM EFFECTIVE APRIL 15, 2018, AND DELEGATE AUTHORITY OF THE AGREEMENT TO THE COUNTY ADMINISTRATIVE OFFICER. THIS AGREEMENT WOULD BE FOR THE 2018 BASEBALL SEASON AT A TOTAL NOT TO EXCEED \$50,000;**

**2) AUTHORIZE THE COUNTY ADMINISTRATIVE OFFICER TO PROVIDE FOR THESE TWO GRIZZLIES COMMUNITY FUND PROGRAMS IN THE COUNTY OF FRESNO ANNUAL BUDGET, UNDER BUDGET ORG. 2540 EACH YEAR COMMENCING WITH THE 2018-2019 FISCAL YEAR IN A TOTAL NOT TO EXCEED \$50,000 ANNUALLY;**

**FOLLOWING DISCUSSION, THE MOTION WAS AMENDED AS STATED BY SUPERVISOR BORGEAS WITH THE CONSENT OF THE MAKER OF THE MOTION AS FOLLOWS:**

**1) STAFF IS DIRECTED TO RETURN TO THE BOARD ON APRIL 17, 2018, WITH A POLICY ON DONATIONS TO NON-GOVERNMENTAL ORGANIZATIONS;**

**2) STAFF IS DIRECTED TO ANALYZE AND PROVIDE OPTIONS FOR THE BOARD TO CONSIDER IMPLEMENTING A PROCESS TO DETERMINE WHICH COUNTY DEPARTMENTS SHOULD BE INVOLVED IN PLANNING OR ADMINISTERING SUCH PARTNERSHIPS BETWEEN THE COUNTY AND NON-GOVERNMENTAL ORGANIZATIONS AND SPECIFICALLY, WHICH COUNTY DEPARTMENTS SHOULD BE INVOLVED IN THE PLANNING OR ADMINISTRATION OF THE TWO PROPOSED PROGRAMS;**

**THE ABOVE MOTION WAS SECONDED BY SUPERVISOR MAGSIG. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero**

**BY CONSENSUS, THE BOARD, DIRECTED COUNTY ADMINISTRATIVE OFFICER TO PROVIDE A LIST OF NON-GOVERNMENT ORGANIZATIONS THAT THE COUNTY IS CURRENTLY FUNDING**

**District Attorney/Public Administrator**

6. Adopt resolution to fill a Deputy District Attorney position with Extra-Help retiree Blake Gunderson, part time, effective March 26, 2018, 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's 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 SUPERVISOR MENDES, SECONDED BY SUPERVISOR MAGSIG, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-108

7. Approve and authorize the Chairman to execute First Amendment (Addendum) to Lease/Option to Purchase Agreement #17-520 with River Park Properties III to reinstate Agreement #17-520 and modify the following provisions: Accept the landlords withdrawal of their prior Termination Letter; Extend the Contingencies expiration period from February 1, 2018 to July 15, 2018

**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 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-520-1

**Administrative Office**

8. Consider and take action on request for determination of public convenience or necessity on application for Alcoholic Beverage License Type 21 filed by Chase, Inc. located on 46310 W. Panoche Rd., Firebaugh, CA 93622

**A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR MAGSIG, TO APPROVE REQUEST FOR DETERMINATION. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

**Public Health**

9. Adopt resolution to allow Dr. Kenneth D. Bird, subsequent to his March 30, 2018 retirement, to return to part time work as Extra-Help, effective April 1, 2018, finding pursuant to Government Code, section 7522.56(f)(1) that the 180-day separation period for retired employees returning to employment as Extra-Help is not applicable based on the Board's certification that the nature of the employment and appointment is necessary to fill a critically needed position before the 180-day separation period

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

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-109

**Public Works and Planning**

10. Receive and approve proposed update to the adopted County Capital Improvement Plan to enable expenditure of public facility impact fees collected under the 2008 program

**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 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

11. Consider and adopt Mitigated Negative Declaration prepared for Initial Study Application No. 6986; and determine that required Findings specified in Fresno County Zoning Ordinance, Section 873(F) can be made for approval of Conditional Use Permit by adopting Department of Public Works and Planning's proposed findings found in Staff Report to Planning Commission and approve Unclassified Conditional Use Permit Application No. 3501 to allow high-intensity park with related improvements for special events and meetings on approximately 5.4-acre portion of 20-acre parcel in AE-20 Zone District, subject property is located at northwest corner of W. Clinton and N. Madera Avenues approximately 2.3 miles north of nearest city limits of City of Kerman

**CONTINUED TO DATE UNCERTAIN**

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

12. Sitting as the Board of Supervisors: Conduct a public hearing on Annual Water Conservation Report; adopt Resolution declaring Water Conservation Stage Four and impose corresponding regulations within County Service Area No. 30 under Fresno County Ordinance Code, Chapter 14.01; adopt Resolution declaring Water Conservation Stage Four and impose corresponding regulations within County Service Area No. 32 under Fresno County Ordinance Code, Chapter 14.01; adopt Resolution declaring Water Conservation Stage Two from May 1, 2018 through November 30, 2018 and Stage Three from April 1, 2018 through April 30, 2018 and December 1, 2018 through March 31, 2019 and impose corresponding regulations within County Service Area No. 39 Zones A & B under Fresno County Ordinance Code, Chapter 14.01; and adopt Resolution declaring Water Conservation Stage Four and impose corresponding regulations within County Service Area No. 49 under Fresno County Ordinance Code, Chapter 14.01

Sitting as the 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 and impose corresponding regulations within Waterworks District No. 40 under Fresno County Ordinance Code, Chapter 14.01

**CONDUCTED PUBLIC HEARING ON THE ANNUAL WATER CONSERVATION REPORT. NO PUBLIC TESTIMONY RECEIVED. A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY VICE CHAIRMAN BORGEAS, TO CLOSE THE PUBLIC HEARING REGARDING THE 2018-2019 SPECIAL DISTRICTS ANNUAL WATER REPORT. MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

**A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR MAGSIG, TO APPROVE RECOMMENDED ACTIONS 2, 3, 4, 5 AND 7 OF AGENDA ITEM. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-110, Resolution No. 18-111, Resolution No. 18-112, Resolution No. 18-113, Resolution No. 18-114

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

13. 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 ANNOUNCED THAT THERE IS A JOINT MEETING BETWEEN THE BOARD OF SUPERVISORS AND FCERA THIS THURSDAY, MARCH 22, 2018. SUPERVISOR PACHECO CONGRATULATED VALLEY NATIVE JOSE RAMIREZ ON HIS SUCCESSFUL VICTORY OF THE WORLD TITLE FOR BOXING AND WISHED HIM MUCH SUCCESS IN THE FUTURE. CHAIRMAN QUINTERO CONGRATULATED THE FRESNO SOCCER CLUB FOR THEIR SUCCESSFUL SEASON OPENER**

**Board Appointments**

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

**A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY VICE CHAIRMAN BORGEAS, THAT THE NOMINATIONS FOR REAPPOINTMENTS AND APPOINTMENT BE APPROVED AS FOLLOWS:**

**FRESNO REGIONAL WORKFORCE DEVELOPMENT BOARD  
REAPPOINTED LEE ANN EAGER (TERM TO EXPIRE 11/1/2019)**

**HOUSING AUTHORITY  
REAPPOINTED JOEY FUENTES (TERM TO EXPIRE 2/2/2020)**

**LAW LIBRARY BOARD OF TRUSTEES  
APPOINTED SCOTT D. BALY TO THE POSITION PREVIOUSLY HELD BY ROBERT E. TOWNE (TERM TO EXPIRE 1/7/2019)**

**THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero**

**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 5 minutes per person and no more than 15 minutes per topic

**HELD; THERE WERE NO COMMENTS FROM MEMBERS OF THE PUBLIC**

**Closed Session**

16. Conference with legal counsel - Initiation of Litigation; Government Code Section 54956.9(d)(4) - 2 Cases

**HELD; NO REPORTABLE ACTION**

17. Conference with legal counsel – Significant Exposure to Litigation - Government Code section 54956.9(d)(2) (3 Cases)

**HELD; NO REPORTABLE ACTION**

18. 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**

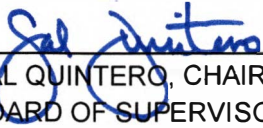
19. Conference with legal counsel – Existing Litigation Government Code section 54956.9(d)(1) - Williams & Fickett v. County of Fresno, Fresno County Superior Court Case No. 13CECG00461  
**HELD; NO REPORTABLE ACTION**
20. Conference with Legal Counsel - Significant Exposure to Litigation, Government Code, section 54956.9(d)(2) - Risk Management Claim No.: 9573  
**HELD; NO REPORTABLE ACTION**
21. Conference with legal counsel - Existing Litigation Government Code, section 54956.9(d)(1) - Jane Doe v. County of Fresno, et al., Fresno Superior Court Case No.: 16CECG03273; Risk Management Claim No.: 9582  
**HELD; NO REPORTABLE ACTION**
22. Conference with Real Property Negotiators - Government Code 54956.8 Properties: County owned property located in the south west corner of Ventura and Tenth Streets, Fresno, CA; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Carosella Properties Inc., Under Negotiations: Instructions to County's negotiator may concern purchase or lease of properties, price, terms and conditions  
**HELD; NO REPORTABLE ACTION**
- 22.1 Conference with legal counsel – Existing Litigation Government Code section 54956.9(d)(1) - County of Fresno v. Alex M. Azar, II - U.S. District Court Case # 1:18-cv-00320-LJO-BAM  
**HELD; NO REPORTABLE ACTION**
- 22.2 Conference with Real Property Negotiators - Government Code 54956.8 Properties: County owned property located at 911 S. Chance, Fresno, CA. 93702; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: the State of California - Military Department (Guard), Under Negotiations: Instructions to County's negotiator may concern purchase or lease of properties, price, terms and conditions  
**HELD; NO REPORTABLE ACTION**

### **Adjourn**


**A MOTION WAS MADE BY VICE CHAIRMAN BERGEAS, SECONDED BY SUPERVISOR MAGSIG, TO ADJOURN THE MEETING FOLLOWING CLOSED SESSION. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

APPROVED:

  
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SAL QUINTERO, CHAIRPERSON 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 4-3-18

**CONSENT AGENDA**

A MOTION WAS MADE BY VICE CHAIRMAN BORGEAS, SECONDED BY SUPERVISOR MENDES, THAT THE CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 25 AND 53 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. CLERK ANNOUNCED CORRECTION TO AGENDA ITEM 51, PARAGRAPH THREE (3) UNDER THE DISCUSSION HEADING. THE DATE DECEMBER 20, 2017, WAS CORRECTED TO READ AUGUST 18, 2012. THE MOTION CARRIED BY THE FOLLOWING VOTE:

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

**Board of Supervisors**

- 23. Approve minutes of meeting for March 6, 2018

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

**Chairman Quintero**

- 24. Approve and authorize the use of Board of Supervisor District 3 funds in the amount of \$1000 for the Community Outreach event, Senior Spring Fling on May 4, 2018

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

- 25. Proclaim March 2018 as Women's History Month

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

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-107

**Supervisor Magsig**

- 25.1 Adjourn in memory of Lawrence G. Avery

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

**Assessor/Recorder**

26. Approve and authorize the Clerk of the Board to execute Budget Transfer No. 18 transferring appropriations from Record Document Systems Org 1044 to Base Recorder Fees Org 1048 in the amount of \$2,476,068

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

**County Clerk/Registrar of Voters**

27. 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 continued maintenance and support of the Elections Information Management System (EIMS); and, Approve and authorize the Chairperson to execute Agreement with DFM Associates, Inc. for continued support of the Elections Information Management System effective April 1, 2018, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$780,360

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 18-107

**Sheriff/Coroner**

28. Adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues for Sheriff-Coroner Org 3111 in the amount of \$253,775 for the purchase and up-fitting of vehicles (4/5 vote)

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-084

29. Approve and authorize Chairman to execute the Boating Safety and Enforcement Financial Aid Program Agreement with the State of California Department of Parks and Recreation Division of Boating and Waterways for FY 2018-19 in the amount \$452,764; and authorize the Sheriff, or her authorized representative, to sign quarterly claims for reimbursement and annual activity reports

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 18-108

30. Retroactively approve and authorize the Sheriff-Coroner's previous submittal of a 2017 Coverdell Forensic Grant Application to California Office of Emergency Services (Cal OES) to expand the training of the Fresno County Sheriff-Coroner's Forensic Services effective January 1, 2018 through December 31, 2018 (\$3,822); approve and authorize the Sheriff-Coroner or her designee to execute retroactive grant award from Cal OES, for the 2017 Coverdell Forensic Grant for the period of January 1, 2018 through December 31, 2018 (\$3,822); adopt Resolution in support of 2017 Paul Coverdell Forensic Science Improvement Program; ratify, approve, and authorize, the Sheriff-Coroner, or her designee(s), to sign the "Grant Subaward Face Sheet", the "Signature Authorization" form, "Certificate of Assurance of Compliance" required by the Grantee Agency, the "Subrecipient Grants Management Assessment" form, the "Certificate as to External Investigations" form, the "Baseline Data Sheet" form and, claims for reimbursement and activity reports for the above grant award; authorize Chairman to execute Certification of Assurance of Compliance as required by the Grantee Agency; and adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues for Sheriff-Coroner Org 3111 in the amount of \$3,822 (4/5 vote)

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 18-109, Resolution No. 18-085, Resolution No. 18-086

31. Approve and authorize Chairman to execute the First Amendment to Agreement No. 16-286 with Central Valley Toxicology, Inc. for laboratory testing services, effective March 20, 2018, with no change in the term to June 30, 2021, increasing the annual maximum by \$70,000, to \$92,000, per year for the Sheriff-Coroner's costs, increasing the total annual maximum to \$150,000 per year for the Sheriff-Coroner and District Attorney-Public Administrator combined (for the current and remaining three years of the contract), with an increase in the total maximum to \$680,000

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 16-286-1

**Administrative Office**

32. Approve Fresno Slough Water District and Westlands Water District request to move from odd to even-numbered year elections and set the date for the Districts' elections to occur on the same day as the Statewide General Election

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

**Behavioral Health**

- 33.** Approve revised Resolution authorizing County to enter into, and the County Administrative Officer to execute the Grant Award Standard Agreement and any amendments thereof, without changing the maximum compensation, as required by the California Department of Housing and Community Development for County's receipt of the No Place Like Home Program 2017 Technical Assistance Grant funds

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-087

- 34.** Approve and authorize the Chairman to execute a Master Agreement with Individual and Group Providers of specialty mental health services for the Fresno County Mental Health Plan, which will supersede Agreement 15-247, effective March 20, 2018 through June 30, 2018, and includes two optional one-year extensions, total not to exceed \$8,580,714; and, Authorize the Department of Behavioral Health Director or designee to add providers to the Master Agreement for Individual and Group providers of specialty mental health services for the Fresno County Mental Health Plan

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 18-111

- 35.** Approve and authorize the Chairperson to execute a retroactive Master Agreement with various locum tenens vendors to provide recruitment services for qualified psychiatrists to serve adults with severe mental illnesses, which will supersede Master Agreement 13-241-1, effective January 1, 2018 through June 30, 2023, which includes a three-year and six-month base contract and two optional one-year extensions, total not to exceed \$37,500,000; 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 under the "unusual or extraordinary circumstances" provision for the selection of vendors to provide qualified psychiatrists on a short-term and temporary basis; and, Authorize the Director, Department of Behavioral Health, to add vendors as needed by the Department to the Master Agreement and to renegotiate and approve rates based upon the prevailing market

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 18-112

**Human Resources**

36. Approve Resolutions Rejecting Claims for Damages; and approve Resolutions Rejecting Applications for Leave to Present a Late Claim

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-088 through Resolution No. 18-096

**Internal Services**

37. Approve and authorize the Chairman to execute a retroactive First Amendment to Agreement No. 15-515 with LaRue California Sites, LLC, to increase the maximum Agreement cost by \$449,269, effective June 15, 2017, for a maximum potential 15-year cost not to exceed \$844,057; and approve and authorize the Chairman to execute a retroactive First Amendment to Agreement No. 15-516 with LaRue California Sites, LLC, to increase the maximum Agreement cost by \$317,830 effective June 15, 2017, for a maximum potential 15-year cost not to exceed \$712,617

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 15-515-1, Agreement No. 15-516-1

38. Approve and authorize the Chairman to execute First Amendment to Low Voltage Cabling Master Agreement No. 13-302, to restructure the Agreement term as June 4, 2013 through December 31, 2018, maintaining a maximum overall allocation of \$3,000,000 and allowing for its use through the end of the term

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 13-302-1

**Probation**

39. Approve and authorize the Chairman to execute a Second Amendment to Lease Agreement #12-111 with Robert Berry Holdings, LLC, a California limited liability corporation, for Tenant Improvements at 2212 N. Winery, effective upon execution with no change in term to expire on June 30, 2020 and increasing the maximum by \$58,000 to a total of \$712,348

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 12-111-2

40. Approve and authorize the Chairman to execute an Agreement with the Fresno Economic Opportunities Commission, Inc. to provide a construction apprenticeship program for adult offenders effective May 1, 2018, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, not to exceed \$1,320,000

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 18-117

**Public Defender**

41. Approve and authorize the Chairman to execute First Amendment to Agreement No.18-012 with the Fresno Regional Workforce Development Board for the Public Defender's Clean Slate Program, effective upon execution with no change in the term ending December 31, 2018, decreasing the contract's total funding allocation by \$1,968 to \$43,562; and adopt Budget Resolution decreasing the FY 2017-18 appropriations and estimated revenues in the Public Defender Org 2880 in the amount of \$1,968

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 18-012-1, Resolution No. 18-097

**Public Health**

42. Approve and authorize the Chairman to execute a revenue Agreement with the Marjaree Mason Center, for public health nurse consultation services, effective upon execution, which includes a one-year and four-month base contract with two optional one-year extensions, total not to exceed \$200,000

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 18-119

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 for the solicitation of Laboratory Information Management System installation and maintenance; and approve and authorize the Chairman to execute Amendment I to Agreement No. 14-111 with Netsmart Technologies, for the addition of a Laboratory Information Management System with installation and maintenance, effective upon execution with no change in term to March 25, 2019 and increasing the maximum by \$445,439 to \$1,410,439

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 14-111-1

- 44.** Retroactively authorize the Director of the Department of Public Health's (Director) execution of a revenue Agreement with the U.S. Department of Housing and Urban Development, Office of Lead Hazard Control and Healthy Homes, for the Lead Based Paint Hazard Control Grant Program 2017, effective January 16, 2018 through January 15, 2021 (\$1,360,047); adopt resolution authorizing the Director, or designee, to execute requests for payment and documents necessary to secure Lead Based Paint Hazard Control Grant Program funds from January 16, 2018 through January 15, 2021 and implement the related projects subject to review and approval by County Counsel and the Auditor-Controller/Treasurer-Tax Collector; and, authorize the Director, or designee, to execute changes in budget line items up to 10% and without exceeding the annual contract maximum

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-098

**Public Works and Planning**

- 45.** Approve the Restated Water Supply Assessment for County Service Area 34 - Millerton New Town

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

- 46.** Approve Ernest Lawrence Estate funds in amount of \$25,000 for partial purchase of replacement stump grinder; adopt Budget Resolution increasing FY 2017-18 appropriations for Public Works and Planning County Parks Donations Org 1191 in amount of \$25,000 (4/5 vote); adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for Public Works and Planning Parks and Grounds Org 7910 in amount of \$37,000 (4/5 vote); and approve and authorize Clerk of the Board to execute Budget Transfer No. 12 (\$82,000) transferring appropriations within Public Works and Planning Parks and Grounds Org 7910, from Account 8400 (Infrastructure) to Accounts 8300 (Equipment) and 7295 (Professional and Specialized Services)

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-099, Resolution No. 18-100

47. Approve Amendment to the FY 2017-18 Action Plan deleting the Mendota Rojas-Pierce Park Extension, Community Development Block Grant Project No. 17471 (\$400,866); and approve and authorize Chairman to execute Amendment I to Agreement No. 17-113 with the City of Mendota, for the Mendota 7th & Derrick Reconstruction, Community Development Block Grant Project No. 15473 (\$713,660)

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-113-1

48. Award Contract No. 17-14-C, Kamm Avenue Shoulder Improvements, to low bidder, Emmett's Excavation, Inc., 6207 E. Clinton Avenue, Fresno, CA 93727, for Alternative Bid, in amount of \$2,764,048; and, authorize Director of Public Works and Planning, or his designee, to execute Contract Change Orders up to \$150,702, which is approximately 5.45% of total contract construction cost, limit allowable under California Public Contract Code, section 20395(d) for Contract 17-14-C

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

49. Adopt Resolution finding that granting an overhead utility easement to Pacific Gas and Electric Company over county-owned property is in public interest and that easement will not substantially conflict or interfere with use of the property by County; and authorize Director of Public Works and Planning to execute Easement Deed and other related documents to grant utility easement to Pacific Gas and Electric Company, subject to review and approval by County Counsel

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-101

50. Adopt Budget Resolution increasing FY 2017-18 appropriations for Public Works and Planning - Resources Org 9015 in the amount of \$7,500, for the purchase of a business hub copier/scanner/printer (4/5 vote)

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-102

- 51. Adopt resolution authorizing additional stop signs at intersection of Behymer and Fowler Avenues, stopping northbound and southbound traffic on Fowler Avenue, making it an all-way stop

**CLERK ANNOUNCED CORRECTION TO AGENDA ITEM 51, PARAGRAPH THREE (3) UNDER THE DISCUSSION HEADING. THE DATE DECEMBER 20, 2017, WAS CORRECTED TO READ AUGUST 18, 2012. APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 18-103

- 52. Conduct second hearing to amend Fresno County Ordinance Code, Chapter 14.04.050 of Title 14, relating to the potential conversion of proposed abandoned wells to groundwater monitoring wells in lieu of destruction; and waive the reading of the ordinance in its entirety

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Ordinance No. 18-004

**Social Services**

- 53. Approve and authorize the Chairman to execute an Agreement with Public Consulting Group, Inc. for Consultation Services, effective April 1, 2018 through March 31, 2020, total not to exceed \$1,292,528

**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 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 18-123