



County of Fresno

Action Summary - Final

Board of Supervisors

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

Paul Nerland, County Administrative Officer
Daniel C. Cederborg, County Counsel
Bernice E. Seidel, Clerk of the Board of Supervisors

Tuesday, December 14, 2021

10:00 AM

Hall of Records

Present: 4 - Chairman Steve Brandau, Supervisor Nathan Magsig, Supervisor Buddy Mendes, and Vice Chairman Brian Pacheco

Invocation and Pledge of Allegiance

REVEREND DOUG SPENCER, RIVERDALE ASSEMBLY OF GOD 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 CHAIRMAN BRANDAU, THAT THIS AGENDA BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

2. Approve Consent Agenda - Item Numbers 18 - 89

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

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

Board of Supervisors

3. Retirement Plaque Presentation to Sharon K. Hurley - Department of Probation - 23 Years of Service

PRESENTED PLAQUE TO SHARON K. HURLEY

Supervisor Magsig

- 4. Adopt a resolution commending the partnership between the Department of Social Services and the Fresno County Economic Development Corporation for establishing the John R. Lawson Fresno County Truck Driving 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 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 21-372

- 5. Adopt resolution opposing the United States Fish and Wildlife Service recommendation to designate 554,454 acres of land in the Southern Sierra Nevada mountains as critical habitats for the Southern Sierra Nevada District population of Fisher

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. 21-373

Administrative Office

- 6. Adopt resolution establishing the boundaries and numerical designations of the supervisorial districts and waive the reading of the resolution in its entirety (4/5 vote)

RECEIVED PRESENTATION AND PUBLIC TESTIMONY. A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, THAT THIS MATTER BE ACTED ON AS FOLLOWS: ADOPT RESOLUTION ESTABLISHING THE BOUNDARIES AND NUMERICAL DESIGNATIONS OF THE SUPERVISORIAL DISTRICTS AND WAIVE THE READING OF THE RESOLUTION IN ITS ENTIRETY. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Noes: 1 - Quintero

Resolution No. 21-374

- 7. Consider and take action on request for Determination of Public Convenience or Necessity on application for Alcoholic Beverage License Type 20 filed by Herbert Jeffrey Davis, to be used at 39533 Auberry Road, Ste 101, Prather, CA 93651

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, THAT THIS REQUEST FOR DETERMINATION BE APPROVED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Public Works and Planning

- 8. Adopt Amendment to extend Interim Urgency Ordinance pursuant to Government Code Section 25123(d) and 25131 authorizing occupation of temporary housing (including recreational vehicles, travel trailers, and tiny houses) by individuals displaced as a result of Creek Fire disaster from December 31, 2021 to December 31, 2022 (4/5 vote)

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

Ordinance No. 21-019

- 8.1 Consider appeal of Planning Commission's Approval of Unclassified Conditional Use Permit Application 3680 proposing to allow development and operation of a restaurant, convenience store and gas station on a 2.62-acre parcel within Interstate Freeway Interchange Area in AE-40 (Exclusive Agricultural, 40-acre minimum parcel size) Zone District; and if Appeal is denied and Planning Commission's approval of Unclassified Conditional Use Permit Application No. 3680 is upheld: a. adopt Mitigation Negative Declaration and Mitigation Monitoring and Reporting Program prepared based on Initial Study No. 7877 with recommended Mitigation Measures and Conditions of Approval, but without additional condition imposed by Planning Commission; and b. make required findings specified in Section 873(F) for approval of Classified Conditional Use Permit Application 3680; and c. adopt a Resolution approving Classified Conditional Use Permit Application 3680 to allow development and operation of a restaurant, convenience store and gas station (project site is located in northwest quadrant of Panoche Road and Interstate 5 Freeway Commercial Interchange Area, approximately 15 miles southwest of City of Mendota (APN: 027-190-05S) (46272 W. Panoche Road))

CONDUCTED PUBLIC HEARING ON APPEAL OF PLANNING COMMISSION'S APPROVAL OF UNCLASSIFIED CONDITIONAL USE PERMIT APPLICATION 3680 PROPOSING TO ALLOW THE DEVELOPMENT AND OPERATION OF A RESTAURANT, CONVENIENCE STORE AND GAS STATION ON A 2.62-ACRE PARCEL WITHIN THE INTERSTATE FREEWAY INTERCHANGE AREA IN THE AE-40 (EXCLUSIVE AGRICULTURAL, 40-ACRE MINIMUM PARCEL SIZE) ZONE DISTRICT. RECEIVED PUBLIC TESTIMONY. CLOSED PUBLIC HEARING. A MOTION WAS MADE BY VICE CHAIRMAN PACHECO, SECONDED BY CHAIRMAN BRANDAU, THAT THIS MATTER BE ACTED ON AS FOLLOWS: 1) APPEAL IS DENIED AND THE PLANNING COMMISSION'S APPROVAL OF UNCLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3680 IS UPHELD; 2) ADOPT THE MITIGATION NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM PREPARED BASED ON INITIAL STUDY NO. 7877 WITH THE RECOMMENDED MITIGATION MEASURES AND CONDITIONS OF APPROVAL, BUT WITHOUT THE ADDITIONAL CONDITION IMPOSED BY THE PLANNING COMMISSION; 3) MAKE THE REQUIRED FINDINGS SPECIFIED IN SECTION 873(F) FOR APPROVAL OF UNCLASSIFIED CONDITIONAL USE PERMIT APPLICATION 3680; 4) ADOPT A RESOLUTION APPROVING UNCLASSIFIED CONDITIONAL USE PERMIT APPLICATION 3680 TO ALLOW THE DEVELOPMENT AND OPERATION OF A RESTAURANT, CONVENIENCE STORE AND GAS STATION; 5) ADDITIONAL CONDITION OF APPROVAL REQUIRING THAT THE APPLICANT SHALL ENTER INTO AN AGREEMENT INDEMNIFYING THE COUNTY FOR ALL LEGAL COSTS ASSOCIATED WITH ITS APPROVAL OF INITIAL STUDY NO. 7877 AND UNCLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3680 AND PROVIDE SECURITY IN AN AMOUNT DETERMINED BY THE COUNTY FOR ANY SUCH LEGAL COSTS INCURRED. THE AGREEMENT AND PAYMENT OF SECURITY SHALL BE DUE UNLESS THE LITIGATION PERIOD HAS EXPIRED, IN WHICH CASE THE REQUIREMENTS FOR THE INDEMNIFICATION AGREEMENT AND SECURITY SHALL BE CONSIDERED NULL AND VOID; 6) STIPULATE THAT SITE DEVELOPMENT SHALL BE BASED ON THE APPLICANT'S REVISED SITE PLAN INCLUDED AS ATTACHMENT D, WHICH ILLUSTRATES A TOTAL OF 137 PARKING SPACES. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Resolution No. 21-375

9. Consider appeal of Planning Commission's denial of Variance Application No. 4106, proposing to allow a 75-foot-tall sign, 300 square-feet in area (35-foot height and 150 square-foot sign area allowed), on 3.97-acres in the C-2 (Community Shopping Center) Zone District; and if your Board desires to grant the Appeal and overturn the Planning Commission's denial of Variance Application No. 4106, it would be appropriate to: 1. Make the required Findings specified in Section 877(A) for approval of Variance Application No. 4106 stating the basis for making the four required findings; and 2. Approve Variance Application No. 4106, with Conditions of Approval contained within the Staff Report to the Planning Commission. The subject parcel is located on the east side of N. McCall Ave approximately 400 feet north of Highway 180 on Kings Canyon Road (frontage road), and approximately two miles northwest of the City of Sanger (APN 314-120-66) (10070 E. Kings Canyon Road) (Sup. Dist. 5)

CONDUCTED PUBLIC HEARING ON APPEAL OF PLANNING COMMISSION'S DENIAL OF VARIANCE APPLICATION NO. 4106, PROPOSING TO ALLOW A 75-FOOT-TALL SIGN, 300 SQUARE-FEET IN AREA (35-FOOT HEIGHT AND 150 SQUARE-FOOT SIGN AREA ALLOWED), ON 3.97-ACRES IN THE C-2 (COMMUNITY SHOPPING CENTER) ZONE DISTRICT. RECEIVED PUBLIC TESTIMONY. CLOSED PUBLIC HEARING. A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, THAT THIS MATTER BE ACTED ON AS FOLLOWS: 1) GRANT THE APPEAL AND OVERTURN THE PLANNING COMMISSION'S DENIAL OF VARIANCE APPLICATION NO. 4106; 2) MAKE THE REQUIRED FINDINGS SPECIFIED IN SECTION 877(A) FOR APPROVAL OF VARIANCE APPLICATION NO. 4106 STATING THE BASIS FOR MAKING THE FOUR REQUIRED FINDINGS; 3) APPROVE VARIANCE APPLICATION NO. 4106, WITH CONDITIONS OF APPROVAL CONTAINED WITHIN THE STAFF REPORT TO THE PLANNING COMMISSION, AND A REDUCED MAXIMUM SIGN HEIGHT OF 55 FEET. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors' Committee Reports and Comments

10. 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 ATTENDING THE CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC) CONFERENCE WHERE HE REPORTED ON FRESNO COUNTY'S RESPONSE TO HOMELESSNESS AND PARTICIPATED IN A MEETING REGARDING EMPLOYEE PARTICIPATION IN 457 OR DEFINED CONTRIBUTION PLANS; WAS HONORED TO DELIVER THE CHRISTMAS MESSAGE AT THE 96TH ANNUAL TREK TO THE NATION'S CHRISTMAS TREE; OBSERVED THAT DECEMBER 7 WAS THE 80TH ANNIVERSARY OF THE ATTACK ON PEARL HARBOR; AND THANKED CHAIRMAN BRANDAU FOR HIS LEADERSHIP THROUGH 2021. SUPERVISOR QUINTERO CONGRATULATED SUPERVISOR MENDES FOR BECOMING CHAIRMAN OF THE URBAN CAUCUS FOR CSAC; RECOGNIZED PAUL NERLAND AS THE NEW COUNTY ADMINISTRATIVE OFFICER; THANKED THE FRESNO COUNTY FAMILY FOR DONATING NEW AND GENTLY USED COATS FOR THE ANNUAL FRESNO COUNTY COAT DRIVE THAT WILL BENEFIT THE MARJOREE MASON CENTER, SENIOR CITIZEN VILLAGE, AND LIGHTHOUSE WOMEN'S CENTER; AND WISHED EVERYONE A MERRY CHRISTMAS. SUPERVISOR MENDES ANNOUNCED THAT HE IS CHAIR OF THE URBAN CAUCUS FOR CSAC, WAS ELECTED TO THE BOARD OF DIRECTORS OF CSAC, AND WISHED EVERYONE A MERRY CHRISTMAS. CHAIRMAN BRANDAU WISHED EVERYONE A MERRY CHRISTMAS

Board Appointments

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

A MOTION WAS MADE BY SUPERVISOR QUINTERO, SECONDED BY CHAIRMAN BRANDAU, THAT THE NOMINATIONS FOR APPOINTMENTS AND REAPPOINTMENTS BE APPROVED AS FOLLOWS:

**CLOVIS CEMETERY DISTRICT
REAPPOINT CHARLES BRIGGS (TERM TO EXPIRE 01/06/2025)**

**COALINGA-HURON CEMETERY DISTRICT
REAPPOINT CHRISTINE LEWIS (TERM TO EXPIRE 01/02/2024)**

**FOSTER CARE STANDARDS AND OVERSIGHT COMMITTEE
APPOINT JAMES MARTINEZ TO REPLACE SHANTAY R. DAVIES-BALCH (TERM TO EXPIRE 01/06/2025)
APPOINT CONNIE MONCIVAIS WALDROP TO THE POSITION PREVIOUSLY HELD BY NATHAN LEE (TERM TO EXPIRE 01/03/2023)**

**PLANNING COMMISSION
APPOINT BLAKE ZANTE TO THE POSITION PREVIOUSLY HELD BY NICK BURGESS (TERM TO EXPIRE 01/03/2022)**

**WATERWORKS DISTRICT NO. 18
APPOINT RICHARD DAVIDSON TO THE POSITION PREVIOUSLY HELD BY JAMES L. CARLTON (INDEFINITE TERM)**

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Public Presentations

- 12. 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; RECEIVED

Closed Session

- 13. 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

- 14. Conference with Legal Counsel - Initiation of Litigation; Government Code, section 54956.9(d) (4) (2 Cases)
HELD; NO REPORTABLE ACTION

15. Conference with Legal Counsel – Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (2 Cases)
HELD; NO REPORTABLE ACTION
16. Conference with Real Property Negotiators - Government Code, Section 54956.8; Open Space located along the West Side of Friant Road from Fort Washington Drive to Old Friant Road, Fresno, CA; County Negotiator: Paul Nerland or designee. Negotiating Parties: City of Fresno, Under negotiations: Instructions to County's negotiator may concern sale, lease and escrow terms and conditions including price
HELD; NO REPORTABLE ACTION
17. Conference with Legal Counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - JHS Family Limited Partnership, JCH Family Limited Partnership and DBH Family Limited Partnership v. County of Fresno, Fresno County Superior Court Case No. 15 CE CG 02007
HELD; NO REPORTABLE ACTION
- 17.1 Conference with Real Property Negotiators - Government Code, Section 54957(a); UMC Campus located at the corner of South Cedar Avenue and East Kings Canyon Road, Fresno, CA; County Negotiator: Paul Nerland or designee. Negotiating Parties: City of Fresno, Under negotiations: Instructions to County's negotiator may concern sale, lease and escrow terms and conditions including price
PRIOR TO DISCUSSING ITEM 17.1, SUPERVISOR QUINTERO RECUSED HIMSELF FROM THE DELIBERATIONS; HELD; NO REPORTABLE ACTION

Adjourn

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

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

APPROVED:

/s/ Brian Pacheco
BRIAN PACHECO, CHAIRMAN OF THE
BOARD OF SUPERVISORS OF THE
COUNTY OF FRESNO

ATTEST:

BY: /s/ Bernice E. Seidel
BERNICE E. SEIDEL
CLERK OF THE BOARD OF SUPERVISORS
COUNTY OF FRESNO, STATE OF CALIFORNIA

APPROVED ON JANUARY 4, 2022

CONSENT AGENDA

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

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

Board of Supervisors

18. Approve minutes of meeting for November 16, 2021

APPROVED AS RECOMMENDED

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

Chairman Brandau

18.1 Adjourn in memory of Ricardo Maldonado

APPROVED AS RECOMMENDED

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

Supervisor Magsig

19. Proclaim December 14, 2021 as Jean M. Rousseau Day in Fresno County

APPROVED AS RECOMMENDED

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

Resolution No. 21-343

Supervisor Quintero

20. Adjourn in Memory of Orpha Ramirez

APPROVED AS RECOMMENDED

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

21. Adjourn in Memory of Jerry Morris

APPROVED AS RECOMMENDED

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

Auditor Controller-Treasurer/Tax Collector

22. Adopt a resolution approving a March 2022 sale of tax-defaulted properties that are subject to the Tax Collector's power to sell and authorizing the Tax Collector to reduce the minimum bids on certain previously-offered properties in specified circumstances

APPROVED AS RECOMMENDED

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

Resolution No. 21-344

District Attorney

23. Approve and authorize the Chairman to execute the Electronic Suspected Child Abuse Report System (ESCARS) Memorandum of Understanding (MOU) and Operational Agreement (MOU and OA) between the District Attorney's Office, Sheriff's Office, and the Department of Social Services, and in addition to the Operational Agreements (OA) with eighteen independent law enforcement agencies for the period December 14, 2021 to December 13, 2024

APPROVED AS RECOMMENDED

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

Agreement No. 21-503

Sheriff/Coroner/Public Administrator

24. Approve and authorize the Chairman to execute an Agreement with Trinity Services Group, Inc. for meal service for the Sheriff-Coroner-Public Administrator's Office and Probation Department detention facilities effective January 1, 2022, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$42,617,003

APPROVED AS RECOMMENDED

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

Agreement No. 21-504

25. Adopt Budget Resolution increasing FY 2021-22 appropriations and estimated revenues for the Sheriff-Coroner-Public Administrator's Org 3111 in the amount of \$300,000 for the purchase of vehicles for the Civil Unit (4/5 vote); and adopt Budget Resolution increasing the FY 2021-22 appropriations in the Sheriff Automated GC 26731 Org 1455 in the amount of \$300,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 21-345, Resolution No. 21-346

26. Approve and authorize the Chairman to execute a retroactive Off-Highway Grant Award/Project Agreement with the State of California Department of Parks and Recreation for the period of September 6, 2021, through September 5, 2022 (\$91,942); and adopt Budget Resolution increasing the FY 2021-22 appropriations and estimated revenues in the Sheriff-Coroner-Public Administrator's Org 3111 in the amount of \$30,650 (4/5); and approve and authorize the Clerk of the Board to execute Budget Transfer No. 37 (\$55,500) transferring appropriations within the Sheriff-Coroner-Public Administrator's Org 3111, from Account 6300 (Overtime) 7025 (Clothing & Personal Supplies), Account 7205 (Maintenance-Equipment) and 7415 (Trans, Travel & Education) to Account 8300 (Equipment) for the purchase of two snowmobiles and a trailer (4/5)

APPROVED AS RECOMMENDED

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

Agreement No. 21-505, Resolution No. 21-347

Administrative Office

27. 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. 21-348, Resolution No. 21-349

28. 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. 21-350

29. Approve Amendment to the Salary Resolution adding two Assistant County Administrative Officer (CAO) allocations to the County Administrative Office Org 0120, effective December 27, 2021 as reflected in Appendix "F"

APPROVED AS RECOMMENDED

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

Salary Resolution No. 21-036

Agriculture

30. Approve and authorize the Chairman to execute a Revenue Agreement with the Regents of the University of California for the Invasive Shot-Hole Borers Program Grant effective from the date of last signature of the Agreement through March 31, 2022 (\$10,763)

APPROVED AS RECOMMENDED

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

Agreement No. 21-506

Behavioral Health

31. Approve and authorize the Chairman to execute a retroactive Participation Agreement with the California Mental Health Services Authority for Statewide Prevention and Early Intervention Program, effective July 1, 2021 through June 30, 2022, total not to exceed \$342,413; and approve and authorize the Department of Behavioral Health Director, or designee, to be the signatory and act as the Fresno County representative on behalf of the Board of Supervisors on associated California Mental Health Services Authority Statewide Prevention and Early Intervention Program reports and forms, without modifying the maximum compensation

APPROVED AS RECOMMENDED

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

Agreement No. 21-507

32. Approve and authorize the Chairman to execute Amendment No. 1 to Agreement with the California Mental Health Services Authority for the Evaluation of Prevention and Early Intervention Initiatives extending the term by one year and six months from January 1, 2022 to June 30, 2023 and increasing the maximum by \$100,000 to a total of \$633,010

APPROVED AS RECOMMENDED

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

Agreement No. 21-508

33. Adopt Resolution accepting and expressing gratitude for a monetary donation of \$9,000 from Anthem, Inc. to the Departments of Public Health and Behavioral Health; approve and authorize the Departments of Public Health and Behavioral Health Directors, or designees, to execute donation acceptance letter required by Anthem, Inc. to receive monetary donation, on behalf of the Board of Supervisors for the harm reduction pilot project; and, adopt Budget Resolution increasing the FY 2021-22 appropriations and estimated revenues for the Department of Public Health Org 5620 in the amount of \$9,000 to purchase one vending machine (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 21-351, Resolution No. 21-352

- 33.1** Approve and authorize the Chairman to execute a retroactive Participation Agreement with the California Mental Health Services Authority and to serve as the Fiscal Administrator and Administer the Office of Statewide Health Planning and Development for Workforce Education and Training Grant for the Central Region Partnership, effective September 15, 2020 through June 30, 2026, total not to exceed \$1,522,112; and, approve and authorize the 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 Office of Statewide Health Planning and Development for Workforce Education and Training Central Region Grant related reports and forms, without modifying the maximum compensation

APPROVED AS RECOMMENDED

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

Agreement No. 21-509

Human Resources

- 34.** Adopt a Resolution to amend and restate the County of Fresno 457(b) Deferred Compensation Plan

APPROVED AS RECOMMENDED

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

Resolution No. 21-353

- 35.** Adopt Resolution to extend the provisions of the California Military & Veterans Code (MVC), Section 395.03, to all permanent County employees who are a member of the California National Guard or a United States Military reserve unit, are eligible for pay provisions under MVC sections 395.01 and 395.02, and are involuntarily called into active duty for thirty-one (31) days or more, thereby entitling them to receive, for a period not to exceed 12 months, his/her regular County base pay minus all military pay received for such duty, effective December 13, 2021 through December 11, 2022

APPROVED AS RECOMMENDED

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

Resolution No. 21-354

- 36.** Approve and authorize the Chairman to execute a retroactive Agreement with the Fresno Regional Workforce Development Board's Workforce Innovation and Opportunity Act (WIOA) Young Adult Provider of Service, effective November 24, 2021 through and including November 23, 2024, not to exceed three consecutive years, which includes a one-year base contract and two optional one-year extensions

APPROVED AS RECOMMENDED

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

Agreement No. 21-510

37. Approve and authorize Chairman to execute Agreement to Defend Public Officers or Employees for; Yee Leng Thao, Social Work Practitioner; Department of Social Services; Lisa De Gunya v. County of Fresno, et al.

APPROVED AS RECOMMENDED

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

Agreement No. 21-511

- 37.1 Make a finding that it 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 GlassRatner Advisory and Capital Group, LLC, dba B. Riley Advisory Services is the only vendor that can provide continuity of services as initiated in Procurement Agreement P-21-275; and approve and authorize the Chairman to execute an Agreement with GlassRatner Advisory and Capital Group, LLC, dba B. Riley Advisory Services, to provide urgent and necessary cyber preparedness consulting services from January 1, 2022 through December 31, 2024, which includes a one-year base contract and two optional one-year extensions, total not to exceed \$305,000

APPROVED AS RECOMMENDED

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

Agreement No. 21-512

38. Approve Amendment to the Salary Resolution setting the minimum hiring step for the identified classifications as the first step at or above \$15.00 per hour, effective December 27, 2021, as reflected in Appendix "E"; approve Amendment to the Salary Resolution adjusting the Hourly Rate and Salary Range for the Identified Classifications at \$15.00 per hour, effective December 27, 2021, as reflected in Appendix "E"; approve the Addendum to the Memorandum of Understanding (MOU) for Representation Unit 13 - Crafts and Trades to reflect the range adjustment for the classifications impacted by minimum wage, effective December 27, 2021, as reflected in Appendix "E"

APPROVED AS RECOMMENDED

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

Salary Resolution No. 21-037

39. Approve amendment to the Salary Resolution consolidating thirteen identified classification series, effective December 13, 2021, as reflected in Appendix "A"

APPROVED AS RECOMMENDED

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

Salary Resolution No. 21-038

40. Approve revisions to the County's Self-Insurance Funding Policy for the General Liability, Workers' Compensation, and Medical Malpractice Programs as referenced in Exhibit A and delegate the authority to make future Funding Policy revisions to the County Administrative Officer in consultation with the Auditor-Controller/Treasurer-Tax Collector's Office

APPROVED AS RECOMMENDED

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

41. Approve and authorize the Chairman to execute Participation Agreement with the San Joaquin Valley Insurance Authority (SJVIA), for the purpose of participating in the SJVIA health insurance (Anthem Blue Cross and Kaiser), pharmacy program (EmpiRx), dental insurance (Delta Dental) and vision insurance (Vision Service Plan) for employees and retirees, effective December 13, 2021 through December 31, 2022; approve and authorize the Chairman to execute an Agreement with Kaiser Permanente for group medical services for the period January 1, 2022 through December 31, 2022, for retirees; approve and authorize the Chairman to execute Agreements with MyWorkplace, Inc. and Navia Benefit Solutions, Inc. for Medicare retiree eligibility, billing, and accounting services, effective January 1, 2022 through December 31, 2022; approve and authorize the Director of Human Resources, or designee, to execute related health plan documents, business associate agreements and other agreements, amendments, thereto, subject to review and approval by County Counsel and the Auditor-Controller / Treasurer-Tax Collector

APPROVED AS RECOMMENDED

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

Agreement No. 21-513, Agreement No. 21-514, Agreement No. 21-515, Agreement No. 21-516

42. Adopt Resolutions Rejecting Claims for Damages

APPROVED AS RECOMMENDED

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

Resolution No. 21-355, Resolution No. 21-356, Resolution No. 21-357, Resolution No. 21-358, Resolution No. 21-359

43. Approve the successor Memorandum of Understanding for Representation Unit 31 - Public Defenders, represented by the Professional Association County Employees, effective December 13, 2021; and approve the related Salary Resolution Amendment as reflected on Appendix "B"

APPROVED AS RECOMMENDED

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

Salary Resolution No. 21-039

44. Approve the successor Memoranda of Understanding Representation Units 13, 39 and 43, represented by the Stationary Engineers - Local 39, effective December 13, 2021; and approve the related Salary Resolution Amendments as reflected on Appendix "C"

APPROVED AS RECOMMENDED

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

Salary Resolution No. 21-040

Internal Services

45. Determine that County-owned real property, approximately .23 acres in size, located at Maple Avenue and Central Avenue, is no longer necessary for County or other public purposes, and approve the conveyance of the real property at no cost to adjacent property owner, Robert V. Jensen, Inc. (\$0); and authorize the Director of Internal Services/Chief Information Officer to execute a quitclaim deed, and any other documents necessary, for conveyance of County-owned real property located at Maple Avenue and Central Avenue to Robert V. Jensen, Inc.

APPROVED AS RECOMMENDED

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

46. Adopt Budget Resolution increasing FY 2021-22 appropriations and estimated revenues for Internal Services Department - Fleet Services - Equipment Org 8911 in the amount of \$152,960 for the purchase of new light duty vehicles and equipment for the District Attorney's Office (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 21-360

47. Approve and authorize the Chairman to execute First Amendment to Agreement with Fresno MSA Limited Partnership, dba. Verizon Wireless, for communications equipment storage and antennae space atop the County Plaza Building located at 2220 Tulare Street, to extend the term by five years from August 1, 2024 to July 31, 2029 and increasing the maximum by \$193,055 to a total of \$831,381

APPROVED AS RECOMMENDED

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

Agreement No. 21-517

48. Approve and authorize the Chairman to execute First Amendments to Agreements with: a. Better Enterprises, Inc., for unanticipated maintenance projects, repairs, and upgrades, effective upon execution with no change to the term of June 5, 2021 through June 4, 2022 and increasing the maximum by \$2,000,000 to a total of \$4,000,000; b. Durham Construction Company, Inc., for unanticipated maintenance projects, repairs, and upgrades, effective upon execution with no change to the term of June 5, 2021 through June 4, 2022 and increasing the maximum by \$2,000,000 to a total of \$4,000,000; and, c. Heritage General, for unanticipated maintenance projects, repairs, and upgrades, effective upon execution with no change to the term of June 5, 2021 through June 4, 2022 and increasing the maximum by \$2,000,000 to a total of \$4,000,000

APPROVED AS RECOMMENDED

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

Agreement No. 21-518, Agreement No. 21-519, Agreement No. 21-520

49. Approve and authorize the Chairman to execute Mechanical Job Order Contracting Agreement with ACCO Engineered Systems, Inc. for repair, remodeling, or other repetitive work to be done according to unit prices, effective upon execution, with a term of one year, total not to exceed \$2,000,000; Mesa Energy Systems, Inc. for repair, remodeling, or other repetitive work to be done according to unit prices, effective upon execution, with a term of one year, total not to exceed \$2,000,000; and, Strategic Mechanical, Inc. for repair, remodeling, or other repetitive work to be done according to unit prices, effective upon execution, with a term of one year, total not to exceed \$2,000,000

APPROVED AS RECOMMENDED

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

Agreement No. 21-521, Agreement No. 21-522, Agreement No. 51-523

50. Approve and authorize the Chairman to execute Ninth Amendment to Master Agreement No. 17-058 for Data Processing Professional Services, effective upon execution with no change in term to February 28, 2022 and increasing the maximum compensation amount by \$1,500,000 to a total of \$9,500,000; and, adopt Budget Resolution increasing the FY 2021-22 appropriations and estimated revenues for the Internal Services Department - Information Technology Org 8905 in the amount of \$575,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Agreement No. 21-524, Resolution No. 21-361

Probation

51. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Selma to assign a sworn Police Officer to the Public Safety Realignment Adult Compliance Team, effective July 1, 2021 through June 30, 2022, \$191,759

APPROVED AS RECOMMENDED

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

Agreement No. 21-525

52. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Kingsburg to assign a sworn Police Officer to the Public Safety Realignment Adult Compliance Team, effective July 1, 2021 through June 30, 2022, \$165,953

APPROVED AS RECOMMENDED

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

Agreement No. 21-526

53. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Kerman to assign a sworn Police Officer to the Public Safety Realignment Adult Compliance Team, effective July 1, 2021 through June 30, 2022, \$209,112

APPROVED AS RECOMMENDED

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

Agreement No. 21-527

54. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Reedley to assign a sworn Police Officer to the Public Safety Realignment Adult Compliance Team, effective July 1, 2021 through June 30, 2022, \$165,364

APPROVED AS RECOMMENDED

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

Agreement No. 21-528

55. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Clovis to assign two sworn Police Officers, and one Crime Specialist; and to provide payment for training services to the Public Safety Realignment Act Adult Compliance Team, effective July 1, 2021 through June 30, 2022, \$701,728

APPROVED AS RECOMMENDED

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

Agreement No. 21-529

56. Make a finding that it 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 the Boys & Girls Clubs of Fresno County (B&GC) has operated a B&GC at the Juvenile Justice Campus (JJC) since 2008 meeting the Department's specified needs for a Targeted Re-Entry program; and approve and authorize the Chairman to execute an Agreement with the B&GC to continue providing targeted re-entry services at the JJC, effective December 16, 2021, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$400,000

APPROVED AS RECOMMENDED

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

Agreement No. 21-530

57. Approve the Adult Compliance Team Operating Agreement, and authorize the Chairman to ratify the execution of the Operating Agreement by members of the Community Corrections Partnership

APPROVED AS RECOMMENDED

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

58. 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 (\$182,724); and approve and authorize the Chairman to execute a Grant Application/Agreement for the Unserved/Underserved Victim Advocacy and Outreach Program with Cal OES, for the period of January 1, 2022 through December 31, 2022

APPROVED AS RECOMMENDED

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

Agreement No. 21-531

Public Health

59. Ratify the Agreement with The Fresno Center, previously executed by the County Administrative Officer, acting as the Emergency Services Director, to provide COVID-19 education, outreach, and vaccination support services to vulnerable populations and individuals in the County of Fresno, effective September 1, 2021 through December 31, 2021, total not to exceed \$300,000

APPROVED AS RECOMMENDED

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

60. Approve and authorize the Chairman to execute a revenue Agreement with the California Department of Forestry and Fire Protection, for 2020-2021 Fire Prevention Grant Program funds to create two fuel breaks along Auberry Road and Peterson Road in Eastern Fresno County, effective upon execution through March 15, 2025 (\$4,074,000); and, approve and authorize the Chairman to execute the Governing Body Resolution, Nondiscrimination Compliance Statement, and Drug Free Workplace Certification

APPROVED AS RECOMMENDED

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

Agreement No. 21-532, Resolution No. 21-362

61. Approve and authorize the Chairman to execute retroactive Third Amendment to Agreement with NMK Research and Consulting to extend the term of the existing Agreement for evaluation services of the Tobacco Prevention Program by six months from January 1, 2022 to June 30, 2022 with no change to the compensation maximum of \$103,256; and approve and authorize the Chairman to execute retroactive Second Amendment to Agreement with California Health Collaborative for a Policy Change Project extending the term by six-months from January 1, 2022 to June 30, 2022 and increasing the maximum by \$30,500 to a total of \$280,500

APPROVED AS RECOMMENDED

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

Agreement No. 21-533, Agreement No. 21-534

62. Approve reclassification of FY 2020-21 Department of Public Health Org 5620 expenditures determined to be Capital Assets as identified on Exhibit A, pursuant to County Administrative Office Management Directive 400 - Property and Equipment

APPROVED AS RECOMMENDED

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

63. Approve and authorize the Chairman to execute a retroactive grant Application/Revenue Agreement, including Assurances, Certifications and Authorized Agent Form, with the State of California, Governor's Office of Emergency Services for the FY 2021 Homeland Security Grant Program, for the period of September 1, 2021 through May 31, 2024 (\$1,081,477); retroactively approve and authorize the Director of Public Health's previous execution and submission of the grant award letter for the FY 2021 Homeland Security Grant Program; and approve and authorize the Vice-Chairman to execute the Governing Body Resolution

APPROVED AS RECOMMENDED

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

Agreement No. 21-535

64. Ratify Agreement No. D-21-174 with Valley Health Team Inc. to serve as COVID-19 on-call vaccine administration team previously executed by the County Administrative Officer, acting as the Emergency Services Director, effective March 24, 2021 through March 23, 2022, with one additional 12-month extension, total not to exceed \$730,200; ratify Agreement No. D-21-130 with The Regents of the University of California, San Francisco to serve as on-call COVID-19 vaccine administration team, previously executed by the County Administrative Officer acting as the Emergency Services Director, effective April 15, 2021 through April 14, 2022, with two additional 6-month extensions, total not to exceed \$4,444,020; and ratify First Amendment to Agreement with The Regents of the University of California, San Francisco to add the provision of monoclonal antibody therapy, flu vaccine administration services, COVID-19 testing services, previously executed by the County Administrative Officer acting as the Emergency Services Director, and increase maximum by \$2,961,784, with no change to the term of April 15, 2021 to April 14, 2022, total not to exceed \$7,405,804

APPROVED AS RECOMMENDED

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

65. Make a finding that it 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 California State University, Fresno Foundation is a government agency with unique research and expertise for Advancing Health Literacy to Enhance Equitable Community Responses to COVID-19 program evaluation services in the County; and approve and authorize the Chairman to execute an Agreement with California State University, Fresno Foundation for comprehensive evaluation services of the Advancing Health Literacy to Enhance Equitable Community Responses to COVID-19 grant program, effective upon execution through June 30, 2023, total not to exceed \$87,500

APPROVED AS RECOMMENDED

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

Agreement No. 21-536

66. Approve and authorize the Chairman to execute an Agreement with HR Support, Inc. for COVID and flu vaccine administration and COVID testing services, effective upon execution through September 26, 2022, with the option to extend for one additional 12-month period, total not to exceed \$800,000

APPROVED AS RECOMMENDED

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

Agreement No. 21-537

67. Approve and authorize the Chairman to execute a retroactive Agreement with Fresno Economic Opportunities Commission for a fatherhood initiative program, effective October 1, 2021 through June 30, 2024, with one optional fifteen-month extension, total not to exceed \$828,000

APPROVED AS RECOMMENDED

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

Agreement No. 21-538

68. Make a finding that it is in the best interest of the County to suspend the competitive bidding process consistent with Administrative Policy No. 34 in an emergency when goods or services are immediately necessary for the continued Community Based Organization COVID Response and creation of a Community Health Worker Network Hub as Fresno Community Health Improvement Partnership under the fiscal management of Fresno Metropolitan Ministry; and approve and authorize the Chairman to execute an Agreement with Fresno Metropolitan Ministry to work with Fresno Community Health Improvement Partnership (FCHIP) to continue Community Based Organization COVID response and develop a Community Health Worker Network Hub to continue utilizing community health workers to respond to the COVID-19 pandemic, effective December 14, 2021 to July 31, 2023, with the option to extend two additional 12-month periods, total not to exceed \$7,212,976

APPROVED AS RECOMMENDED

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

Agreement No. 21-539

69. Approve and authorize the Chairman to execute a retroactive Agreement with Fresno Economic Opportunities Commission Housing for the Harvest program, to provide COVID-19 wraparound services and financial assistance to agricultural and food processing workers in Fresno County, and to be utilized as a COVID-19 Emergency Response if authorized by the Department of Public Health Director, effective April 17, 2021 to June 30, 2022, total not to exceed \$3,543,915

APPROVED AS RECOMMENDED

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

Agreement No. 21-540

70. Approve and authorize the Chairman to execute a retroactive Second Amendment to Agreement with California Health Collaborative for assisting retail vendors in adopting healthy food service guidelines and the promotion of compliance with Federal lactation accommodation laws in targeted work sites, to revise the budget, with no change to the term of March 12, 2019 through September 29, 2023 or compensation maximum of \$136,256; and approve and authorize the Chairman to execute a retroactive Third Amendment to Agreement with Fresno County Superintendent of Schools for the adoption of nutrition and physical activity standards into Early Care and Education sites, to revise the budget, with no change to the term of March 12, 2019 through September 29, 2023, or compensation maximum of \$141,236; and approve and authorize the Chairman to execute a retroactive Fourth Amendment to Agreement with Fresno County Superintendent of Schools, for nutrition education services related to the school wellness program activities, to adjust the budget, with no change to the term of December 13, 2016 through September 30, 2022, or compensation maximum of \$1,892,500

APPROVED AS RECOMMENDED

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

Agreement No. 21-541, Agreement No. 21-542, Agreement No. 21-543

71. Make a finding that it 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 Omni Family Health is one of the two recipients of the 2021 Supplemental Funding for Hypertension award through the Department of Health and Human Services Health Resources and Services Administration located in California, with clinic sites in the County that have an existing hypertension program in place; and approve and authorize the Chairman to execute an Agreement with Omni Family Health for improving prevention and management of heart disease and stroke, effective upon execution through September 29, 2023, which includes one optional one-year extension, total not to exceed \$350,000; and 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 Aria Community Health Center is one of the two recipients of the 2021 Supplemental Funding for Hypertension award through the Department of Health and Human Services Health Resources and Services Administration located in California, with clinic sites in the County that have an existing hypertension program in place; and approve and authorize the Chairman to execute an Agreement with Aria Community Health Center for improving prevention and management of heart disease and stroke, effective upon execution through September 29, 2023, which includes one optional one-year extension, total not to exceed \$375,762

APPROVED AS RECOMMENDED

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

Agreement No. 21-544, Agreement No. 21-545

72. Approve and authorize the Department of Public Health to submit a grant application to the State of California, Health and Human Services Agency, California Department of Public Health, Office of Oral Health for continued funding of the Local Oral Health Program Grant Initiative effective July 1, 2022 through June 30, 2027 (\$2,644,280)

APPROVED AS RECOMMENDED

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

73. Approve and authorize the Chairman to execute First Amendment to Agreement with Geil Enterprises d.b.a. Janitorial Inc. to provide urgent and necessary COVID-19 special cleaning services, extending the term by nine months from January 1, 2022 through September 30, 2022, which includes a base three-month extension and up to two optional three-month extensions, and increasing the maximum compensation by \$206,040 to a total of \$670,260

APPROVED AS RECOMMENDED

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

Agreement No. 21-546

Public Works and Planning

74. Approve and authorize Chairman to execute Assignment and Consent to Assignment Agreement, assigning existing Amended and Restated Consultant Agreement No. 20-144 with Mintier Harnish, LP with a remaining balance of \$610,288.64 to Rincon Consultants, Inc. for completion of a Program Environmental Impact Report, community outreach, workshops and preparation of final documents for County's General Plan Review and Zoning Ordinance Update project, effective December 14, 2021; and 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 in that recommended vendor has specific experience with General Plan Review and Zoning Ordinance Update; and approve and authorize Chairman to execute an Amended and Restated Consultant Agreement, to replace Consultant Agreement No. 20-144 with Rincon Consultants, Inc., updating scope of work related to General Plan Review, Comprehensive Zoning Ordinance Update and associated Program Environmental Impact Report, including revising the proposed planning horizon of General Plan Review to 2042, which Amended and Restated Consultant Agreement becomes effective upon execution, with no change to term through final payment and increasing maximum by \$66,769.36 to a total of \$1,195,044.30; and retroactively approve notice to proceed issued by Department of Public Works and Planning to Rincon Consultants, Inc., and authorize Rincon Consultants, Inc. to begin providing services under Amended and Restated Consultant Agreement No. 20-144

APPROVED AS RECOMMENDED

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

Agreement No. 21-547, Agreement No. 21-548

75. Approve Salary Resolution Amendment reclassifying one Program Technician I/II to Program Technician I/II - Confidential, as reflected on Appendix D for the Department of Public Works and Planning Org 4510, effective December 27, 2021

APPROVED AS RECOMMENDED

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

Salary Resolution No. 21-041

76. Approve and authorize Chairman to execute a Management Zone Agreement with Kings Water Alliance to comply with Central Valley Regional Water Quality Control Board's Nitrate Control Program for Wastewater Treatment Facilities at County Service Areas No. 44, Zone D (Monte Verdi Estates), and No. 47 (Quail Lake Estates), and Juvenile Justice Campus

APPROVED AS RECOMMENDED

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

Agreement No. 21-549

77. Approve and authorize Chairman to execute First Amendment to Agreement with Fresno County Disc Golf to construct and install a second 18-Hole Disc Golf Course at Kearney Park utilizing private funds, with no change to term of September 11, 2018 through September 10, 2023

APPROVED AS RECOMMENDED

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

Agreement No. 21-550

78. Approve and authorize Chairman to execute an Agreement with City of Mendota for Mendota Rojas Pierce Park, Community Development Block Grant Project No. 20471, effective upon execution through May 16, 2023, total Community Development Block Grant funding amount not to exceed \$575,222

APPROVED AS RECOMMENDED

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

Agreement No. 21-551

79. Approve and authorize Chairman to execute an Agreement with Moore Twining Associates, Inc. to provide analytical water and wastewater testing services for Special Districts and Juvenile Justice Campus effective January 1, 2022, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$1,250,000

APPROVED AS RECOMMENDED

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

Agreement No. 21-552

- 80.** Adopt Budget Resolution increasing FY 2021-22 appropriations for County Service Area 34 - Millerton New Town Org 9174 in amount of \$122,777 using available fund balance for the Cross Valley Project Repayment Obligation (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 21-363

- 81.** Conduct second hearing on and adopt an Ordinance amending Master Schedule of Fees, Charges and Recovered Costs Ordinance by amending Section 1000 - Computer Services (EMIS); 1500 - Parks and Recreation; and 2200 - Public Works; and waive reading of Ordinance in its entirety

APPROVED AS RECOMMENDED

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

Ordinance No. 21-018

- 82.** Make a finding that it is in best interest of County to waive competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances that allow sole source procurement of guardrail components, based on Board's express findings that specification by brand or trade name of these components is consistent with provisions of with provisions of Public Contract Code Section 3400(b)(2); and authorize Department of Public Works and Planning staff to incorporate these sole-sourced components in project design for Contract 21-08-C Peterson Guardrail Installation; and adopt specifications for Contract 21-08-C Peterson Guardrail Installation, and award to lowest bidder, Midstate Barrier, Inc., PO Box 30550, Stockton, CA 95213, in total amount of \$54,406

APPROVED AS RECOMMENDED

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

- 83.** Approve and authorize Chairman to execute Quitclaim Deeds conveying segments of Right-of-Way to City of Fresno, as required by Standalone Tax Sharing Agreement between City of Fresno and County of Fresno for Dakota-Hayes No. 4 Annexation/Reorganization proposal, in area generally bounded by W. Ashlan Avenue, N. Polk Avenue, W. Shields Avenue, and N. Bryan Avenue (\$0)

APPROVED AS RECOMMENDED

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

84. Approve and authorize Chairman to execute Second Amended and Restated Memorandum of Understanding between County of Fresno and City of Mendota; and determine that approval and authorization of Chairman to execute Second Amended and Restated Memorandum of Understanding between County of Fresno and City of Mendota is exempt from requirements of 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. 21-553

Social Services

85. Adopt Budget Resolution increasing the FY 2021-22 appropriations and estimated revenues for Fund 1000 Internal Services Department - Fleet Services Org 8911 in the amount of \$400,000 (4/5 vote); Adopt Budget Resolution increasing the FY 2021-22 appropriations and estimated revenues for the Welfare Advance Fund 0065, Subclass 17225, Org 1120 in the amount of \$344,599 (4/5 vote); Adopt Budget Resolution increasing the FY 2021-22 appropriations and estimated revenues for the Health and Welfare Trust - Social Services Fund 0135, Subclass 13046, Org 5246 in the amount of \$16,026 (4/5 vote); Adopt Budget Resolution increasing the FY 2021-22 appropriations and estimated revenues for the Protective Services Subaccount Org 6210 in the amount of \$37,067 (4/5 vote); and, Adopt Budget Resolution increasing the FY 2021-22 appropriations and estimated revenues for Department of Social Services Org 5610 in the amount of \$400,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 21-364, Resolution No. 21-365, Resolution No. 21-366, Resolution No. 21-367, Resolution No. 21-368

86. Adopt Resolution authorizing (a) the Department of Social Services application for and acceptance of the Round Three allocation in the amount of \$144,290 for the Housing Navigators Program, administered by the California Department of Housing and Community Development, and (b) the Director of the Department of Social Services, or designee, to execute grant related documents, including the Allocation Acceptance Form; and, adopt Resolution authorizing (a) the Department of Social Services application for and acceptance of the Round Two allocation in the amount of \$116,000 for the Transitional Housing Program, administered by the California Department of Housing and Community Development, and (b) the Director of the Department of Social Services, or designee, to execute grant related documents, including the Allocation Acceptance Form

APPROVED AS RECOMMENDED

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

Resolution No. 21-369, Resolution No. 21-370

- 87. Approve and authorize the Chairman to execute Third Amendment to Agreement with WestCare California, Inc. for Housing & Disability Advocacy Program Services to optionally extend the term by one year, which consists of up to three four-month extensions, from June 30, 2022 to June 30, 2023 and increasing the maximum by \$739,876 to a total of \$2,510,080

APPROVED AS RECOMMENDED

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

Agreement No. 21-554

- 88. Approve and authorize the Chairman to execute Amendment No. 1 to Agreement with RH Community Builders LP, for the Emergency Rental Assistance Program extending the term by nine months from December 31, 2021 to September 30, 2022, with no change to the maximum compensation of \$32,178,385

APPROVED AS RECOMMENDED

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

Agreement No. 21-555

- 89. Adopt Resolution authorizing the Department of Social Services to accept an allocation up to \$39,119,367.99 for the State Rental Assistance Program administered by the California Department of Housing and Community Development; and, authorize the Vice-Chairman to execute, upon review by County Counsel as to legal form and the Auditor-Controller/Treasurer-Tax Collector as to accounting form, the Standard Agreement, in substantially the same form as the draft included as Attachment A, with the California Department of Housing and Community Development for California COVID-19 Rent Relief Program funding to provide rental arrears and housing stabilization services, effective upon execution by the State representative through September 22, 2025

APPROVED AS RECOMMENDED

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

Resolution No. 21-371