County of Fresno
Action Summary - Draft
Board of Supervisors

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

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

Jean M. Rousseau, County Administrative Officer
Daniel C. Cederborg, County Counsel
Bernice E. Seidel, Clerk to the Board of Supervisors

Tuesday, September 26, 2017 | **9:00 AM** | **Hall of Records**

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

Invocation and Pledge of Allegiance

SENIOR PASTOR JEREMY VACCARO, FIRST PRESBYTERIAN CHURCH, GAVE THE INVOCATION AND BERNICE E. SEIDEL, CLERK TO THE BOARD, LED THE BOARD IN THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

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

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

2. Approve Consent Agenda - Item Numbers 24 - 58

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR MENDES, THAT THE CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 58 WHICH WAS PULLED FOR DISCUSSION AND SEPERATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors

3. Presentation of Retirement Plaque to Yolanda Sanchez - Department of Social Services - 20 Years of Service

PRESENTED RETIREMENT PLAQUE TO YOLANDA SANCHEZ

The County of Fresno is an Equal Employment Opportunity Employer

Chairman Pacheco

4. Adopt proclamation to proclaim September 18 - 29, 2017 as High School Voter Education Weeks and September 26, 2017 as National Voter Registration Day, in Fresno County

A MOTION WAS MADE BY CHAIRMAN 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

Resolution No. 17-439

Supervisor Borgeas

5. Proclaim October 2017 as Breast Cancer Awareness Month

A MOTION WAS MADE BY SUPERVISOR BORGEAS, 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. 17-440

Supervisor Magsig

6. Adopt proclamation recognizing October 21, 2017 as Hammer Road Rally Day in Fresno County

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

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

Resolution No. 17-441

Supervisor Quintero

7. Proclaim September 2017 as California Rail Safety Month and Proclaim September 24 - 30, 2017 as National Rail Safety Week

A MOTION WAS MADE BY VICE 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. 17-442

District Attorney/Public Administrator

8. Approve and authorize the Chairman to execute a Lease Agreement, including an Option to Purchase, with River Park Properties III, a California limited partnership, for 73,210 square feet of office space and parking area located at 2100 Tulare Street, Fresno, CA (APN 468-251-10), for use by the Office of the District Attorney - Public Administrator for a primary term of twenty years, with a one-time year ten option to purchase, effective the date the Office of the District Attorney takes occupancy, lease cost not to exceed $15,128,846.50); authorize the Director of Internal Services/Chief Information Officer, or his designee, to execute, upon review and approval by County Counsel, Lease Commencement Notification, Estoppel and/or Subordination and Non-Disturbance Agreements regarding the recommended lease agreement, if County is requested by River Park Properties III, a California limited partnership, (Lessor) to sign such documents

PRIOR TO THE BOARD APPROVING THE AGENDA ITEM, STAFF MADE A CORRECTION TO RECOMMENDED ACTION ONE (1) OF AGENDA ITEM (…PUBLIC ADMINISTRATOR FOR A PRIMARY TERM OF TWENTY YEARS, WITH A ONE-TIME YEAR TEN OPTION TO PURCHASE, EFFECTIVE THE DATE THE OFFICE OF THE DISTRICT ATTORNEY TAKES OCCUPANCY, LEASE COST NOT TO EXCEED $15,128,846.50)

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

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

Agreement No. 17-520

Sheriff/Coroner

9. Conduct first hearing to amend the Fresno County Master Schedule of Fees, Charges and Recovered Costs Ordinance by amending Subsection 2609 of Section 2600 - Sheriff-Coroner; waive reading of the Ordinance in its entirety; and set second hearing for October 17, 2017; designate County Counsel to prepare a fair and adequate summary of the proposed Ordinance; and direct the Clerk to the Board to post and publish the required summary in accordance with Government Code Section 25124(b)(1)

A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR MAGSIG, THAT THIS MATTER BE APPROVED AS RECOMMENDED WITH THE EXCEPTION TO THE FEE AMOUNT FOR DEPUTY SHERIFF III. THE BOARD APPROVED A RATE ADJUSTMENT OF TEN PERCENT (10%) FOR DEPUTY SHERIFF III AS FOLLOWS: $106.46/HR (REGULAR) AND $60.43/HOUR (OVERTIME). THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

10. Adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues in the Sheriff-Coroner's Org 3111 in the amount of $958,125 (4/5 vote); and approve Amendment to the Salary Resolution adding five Correctional Officer and one Correctional Sergeant positions to the Sheriff-Coroner's Org 3111, effective September 25, 2017, as reflected in Appendix C

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

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

Resolution No. 17-446, Salary Resolution No. 17-040

Administrative Office

11. Conduct a public hearing under the Tax Equity and Fiscal Responsibility Act and the Internal Revenue Code of 1986, as amended regarding the issuance of tax-exempt conduit bonds for Omni Family Health in an amount not to exceed $15,000,000 for acquisition, construction, improvement and equipping of health and medical facilities located in Fresno and Reedley, and adopt the resolution approving the issuance of the Bonds by the California Municipal Financing Authority for the benefit of Omni Family Health, a California nonprofit, public benefit corporation and an organization described in section 501(c)(3) of the Internal Revenue Code of 1986, which adoption is solely for the purposes of satisfying the requirements of TEFRA, the Code and California Government Code Section 6500

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. 17-447

Probation

12. Approve Update to the Community Corrections Partnership Plan as required by the Public Safety Realignment Act pursuant to Assembly Bill 109 (Chapter 15, Statutes of 2011)/Assembly Bill 117 (Chapter 39, Statutes of 2011); adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues in the District Attorney-Public Administrator's Org 2860 in the amount of $805,923 (4/5 vote); adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues in the Public Defender's Org 2880 in the amount of $654,093 (4/5 vote); adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues in the Sheriff-Coroner's Org 3111 in the amount $765,310 (4/5 vote); adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues in the Probation Org 3430 in the amount $968,984 (4/5 vote); adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues in the Fleet Services-Equipment Org 8911 in the amount of $81,000 (4/5 vote); adopt Budget Resolution increasing the FY 2017-18 appropriations in the Local Community Corrections Org 3436 in the amount of $3,194,310 (4/5 vote); and approve Amendment to the Salary Resolution (Appendix "D "), adding/deleting positions to the District Attorney-Public Administrator's Org 2860, Public Defender's Org 2880, Sheriff-Coroner's Org 3111, and Probation Org 3430 effective October 9, 2017

A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR 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. 17-448, Resolution No. 17-449, Resolution No. 17-450, Resolution No. 17-451, Resolution No. 17-452, Resolution No. 17-453, Salary Resolution No. 17-041

Public Health

13. Approve and authorize the Chairman to execute a retroactive revenue Agreement with the California Department of Public Health, for the Childhood Lead Poisoning Prevention Program (CLPPP), effective July 1, 2017 through June 30, 2020 ($4,204,802); adopt Resolution authorizing the Chairman to execute CLPPP agreement documents on the County's behalf; approve and authorize the Director of Public Health, or designee, to execute the State Contractor's Release for the final notice; approve and authorize Clerk to the Board to execute Budget Transfer No. 3, transferring appropriations from Department of Public Health Org 56201500 ($81,908) from account 7295 (Professional & Specialized Services) to Org 56204764 various 6000 series (Salaries & Benefits) accounts, in the amount of $81,908 to provide one Environmental Health Specialist I/II/III to support childhood lead poisoning prevention activities; approve Amendment to the Salary Resolution adding one Environmental Health Specialist I/II/III to the Department of Public Health Org 5620, effective October 9, 2017 as reflected in Appendix F; and, authorize the Director of Public health, or designee, to execute changes in line items with no increase to the maximum for the agreement in Recommended Action No. 1

A MOTION WAS MADE BY VICE CHAIRMAN QUINTERO, 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

Agreement No. 17-521, Resolution No. 17-454, Salary Resolution No. 17-042

Public Works and Planning

14. Approve and authorize Chairman to execute First Amendment to Amended and Restated Memorandum of Understanding between County of Fresno and City of Reedley regarding standards for annexation, and addition of 120 acres of addition growth area to City's Sphere of Influence; and determine that approval and authorization of Chairman to execute First Amendment to Amended and Restated Memorandum of Understanding between County of Fresno and City of Reedley is exempt from requirements of California Environmental Quality Act, Public Resources Code 2100, et seq., and direct staff to file Notice of Exemption with Office of Fresno County Clerk

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

Agreement No. 17-522

Board of Supervisors' Committee Reports and Comments

15. 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 QUINTERO REQUESTED TO ADJOURN IN MEMORY OF CELESTINO "TINO" AGUILAR, JR. AND TOM CLEARY. SUPERVISOR MENDES REQUESTED TO ADJOURN IN MEMORY OF JOHN ZONNEVELD, SR. SUPERVISOR MAGSIG RECOGNIZED HIS GRANDMOTHER, ELIZABETH BARNER, AS A BREAST CANCER SURVIVOR WHO RECENTLY PASSED AWAY. SUPERVISOR BORGEAS ANNOUNCED THAT HIS MOTHER CAME TO OBSERVE THE BOARD MEETING TODAY AS SHE IS VISITING FROM OUT OF STATE

Board Appointments

16. 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 QUINTERO, THAT THE NOMINATION FOR APPOINTMENTS BE APPROVED AS FOLLOWS:

HOUSING AND COMMUNITY DEVELOPMENT CITIZENS ADVISORY COMMITTEE
APPOINTED KYLE CHANEY TO THE VACANT POSITION (TERM TO 1/4/2021)

PLANNING COMMISSION
APPOINTED ESTHER DELAHAY TO POSITION PREVIOUSLY HELD BY CHRIS T. MENDES (TERM TO 1/4/2021)

HISTORICAL LANDMARKS AND RECORDS COMMISSION
APPOINTED ALLEN CARDEN TO POSITION PREVIOUSLY HELD BY NICK YOVINO (TERM TO 1/4/2021)
APPOINTED SHARON DARNELL TO POSITION PREVIOUSLY HELD BY JOHN BALTEIRRA (TERM TO 1/7/2019)

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Public Presentations

17. 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

18. Conference with legal counsel – Significant Exposure to Litigation – Government Code section 54956.9(d)(2) or (d)(3) (2 cases)

HELD; NO REPORTABLE ACTION

19. Conference with legal counsel – Initiation of Litigation – Government Code section 54956.9(d)(4) (2 cases)

NOT HELD

20. 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

RECEIVED PUBLIC COMMENT. HELD; NO REPORTABLE ACTION

21. Conference with legal counsel - Significant Exposure to Litigation, Government Code, section 54956.9(d)(2) - Eliza Cervantes, et al. v County of Fresno, et al. Risk Management Claim No.: 9573

HELD; NO REPORTABLE ACTION

22. Conference with Real Property Negotiators - Government Code 54956.8. Property: Undeveloped land at Turner and Armstrong in the Fancher Creek Development; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Fancher Creek Properties LLC., Under Negotiations: Instructions to County's negotiator may concern purchase 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) - K.B. & J.B. on behalf of S.B. v. Fresno County Department of Social Services, et al. (Office of Admin Hearings, Special Education Division - Case No. 2017070678)

HELD; NO REPORTABLE ACTION

Sitting as the In-Home Supportive Services Public Authority Governing Board:

23. Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Delfino Neira; Employee Organization: SEIU-Local 2015 - Hours, Wages and Terms and Conditions of Employment

HELD; NO REPORTABLE ACTION

Adjourn

A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR BORGEAS, TO ADJOURN THE MEETING FOLLOWING CLOSED SESSION. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

CONSENT AGENDA

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR MENDES, THAT THE CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 58 WHICH WAS PULLED FOR DISCUSSION AND SEPERATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors

24. Approve minutes of meeting for September 12, 2017 and September 18, 2017 Budget Hearings

APPROVED AS RECOMMENDED

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

Chairman Pacheco and Supervisor Mendes

25. Adopt Proclamation to proclaim October 11, 2017 as "Rayfrigeration Day" in Fresno County

APPROVED AS RECOMMENDED

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

Resolution No. 17-420

Supervisor Mendes

26. Adjourn in Memory of John Zonneveld, Sr. a long time dairyman in the Riverdale/Laton area

APPROVED AS RECOMMENDED

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

Supervisor Quintero

26.1 In Adjournment in Memory of Celestino "Tino" Aguilar

APPROVED AS RECOMMENDED

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

Auditor Controller-Treasurer/Tax Collector

27. Approve and authorize the chairman to execute an Agreement with the California Franchise Tax Board for participation in the Court-Ordered Debt Collection Program, effective October 1, 2017 through September 30, 2020

APPROVED AS RECOMMENDED

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

Agreement No. 17-500

27.1 Approve and authorize the Chairman to execute an agreement with Title Runners Inc. for Title Searches-Parties of Interest effective September 30, 2017 through September 30, 2020 with two optional one-year extensions, total not to exceed $650,000

APPROVED AS RECOMMENDED

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

Agreement No. 17-501

County Clerk/Registrar of Voters

28. Approve and authorize the Chairman to execute a reimbursement agreement with the Fresno County Retirement Association (FCERA) regarding Board of Retirement Elections effective September 26, 2017 not to exceed eight consecutive years, which includes a six-year base contract and two automatic one-year extensions

APPROVED AS RECOMMENDED

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

Agreement No. 17-502

29. Accept County Clerk Certificate of Facts regarding declarations of candidacy for positions eligible to be elected at November 7, 2017 General Election; and, Appoint, in lieu of holding an election, special district candidates who filed declarations of candidacy unopposed

APPROVED AS RECOMMENDED

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

District Attorney/Public Administrator

30. Retroactively authorize the District Attorney-Public Administrator's previous submittal of a grant application to the California Office of Traffic Safety for continuation of the Alcohol and Drug Impaired Driver Vertical Prosecution Program ($709,001); adopt resolution approving and authorizing the Chairman to execute Agreement for the Alcohol and Drug Impaired Vertical Prosecution Program with the California Office of Traffic Safety (OTS) for the period October 1, 2017 through September 30, 2018 ($382,711); approve amendment to the Salary Resolution (Appendix "E") deleting one Deputy District Attorney IV position from the District Attorney-Grants Org 2862 effective October 9, 2017; and adopt Budget Resolution decreasing appropriations and estimated revenues in the amount of $161,463 from the FY 2017-18 District Attorney-Grants Org 2862

APPROVED AS RECOMMENDED

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

Agreement No. 17-503, Resolution No. 17-421, Salary Resolution No. 17-037, Resolution No. 17-422

31. Authorize a waiver of the 960 hours per calendar year maximum hours limitation for the Extra-Help positions listed on Attachment A in the District Attorney-Public Administrator's Office, pursuant to the provisions set forth in Salary Resolution, section 1100 and Personnel Rules 2040 and 4240

APPROVED AS RECOMMENDED

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

32. Adopt Resolution accepting and expressing gratitude for the donation of $300,000 from Table Mountain Rancheria for the Fresno County District Attorney's Identification (ID) Theft Prosecution Unit for FY 2017-18

APPROVED AS RECOMMENDED

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

Resolution No. 17-423

Sheriff/Coroner

33. Retroactively authorize the Sheriff-Coroner's submittal of grant application to the California Governor's Office of Emergency Services (Cal OES) Internet Crimes Against Children (ICAC) program to fund the activities of the Fresno County Sheriff's ICAC Task Force effective July 1, 2017 through June 30, 2018 ($200,000); approve and authorize the Chairman to execute retroactive grant award from Cal OES, for the 2017 ICAC Grant for the period of July 1, 2017 through June 30, 2018 ($200,000); approve and authorize the Chairman to execute the Certification of Assurance of Compliance assuring the County will abide by the laws, policies and procedures governing this funding; and approve and authorize the Chairman to execute the Subrecipient Grants Management Assessment

APPROVED AS RECOMMENDED

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

Agreement No. 17-504

34. Approve and authorize Chairman to execute a retroactive Memorandum of Understanding (MOU) with the City of Fresno that the City will submit a joint application and act as Fiscal Agent for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2017 Local Solicitation from the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA), $65,072; approve and authorize Chairman to execute Certification Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters and Drug-free Workplace Requirements; Disclosure of Lobbying Activities; and Standard Assurances; and approve and authorize County Counsel or his authorized representative to execute Certification of Compliance with 8 U.S.C. section 1373 when the Certification is in an acceptable form to County Counsel

APPROVED AS RECOMMENDED

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

Agreement No. 17-505

Administrative Office

35. Approve and authorize the Chairman to execute Amendment III to Agreement #15-243 with the Poverello House for the provision of community recidivism and crime reduction services, effective upon execution, increasing the contract maximum by $10,254 for a total of $126,574 through June 30, 2019; and adopt Budget Resolution increasing FY 2017-18 appropriations for the Community Recidivism Reduction Grant Org 3451 in the amount of $10,254 (4/5 vote)

APPROVED AS RECOMMENDED

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

Agreement No. 15-243-3, Resolution No. 17-424

36. 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 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-425

37. Approve the Workforce Innovation and Opportunity Act (WIOA) Mandated Partner Phase II Memorandum of Understanding (MOU) Template; and, Authorize the County Administrative Officer (CAO) to execute specific Phase II MOUs as they complete negotiation and are presented to the CAO's office

APPROVED AS RECOMMENDED

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

37.1 Confirm the appointment of Philip F. Kader by the Judges of the Superior Court of the County of Fresno to the position of Interim Chief Probation Officer pursuant to Fresno County Charter Section 21, effective October 9, 2017 and direct the Director of Human Resources to invoke Salary Resolution Section 416.1 - Unusual Circumstances setting the hourly rate for the Interim Chief Probation Officer Philip F. Kader at $128 per hour (including auto allowance) effective October 9, 2017; and authorize a waiver of the 28 hours per week maximum hours limitation for the Interim Chief Probation Officer as an Extra-Help position pursuant to the provisions set forth in Salary Resolution, section 1100 and Personnel Rules 2040 and 4240

APPROVED AS RECOMMENDED

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

Behavioral Health

38. Approve and authorize the Chairman to execute a retroactive Second Amendment to Lease No. 10-309 with the Fresno-Madera Area Agency on Aging Foundation to extend the term from April 1, 2017 to a month-to-month lease for 4,000 sq. ft. of office space at 2085 E. Dakota, Fresno and 4,000 sq. ft. of storage space 2025 E. Dakota, Fresno and increase the rent by $1,280 to $6,680 per month for the Public Guardian's Office, total not to exceed $80,160 a year

APPROVED AS RECOMMENDED

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

Agreement No. 10-309-2

Human Resources

39. 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 when obtaining services of special counsel to assist the Fresno County Civil Service Commission; and, approve and authorize the Chairman to execute an Agreement with the Law Firm of Campagne & Campagne to provide legal services to the Fresno County Civil Service Commission, effective September 29, 2017, not to exceed five consecutive years, which includes a three-year base contract with two optional one-year extensions, total not to exceed $300,000

APPROVED AS RECOMMENDED

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

Agreement No. 17-508

40. 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 18, 2017 through December 31, 2018; an Agreement with Kaiser Permanente for group medical services, Hartford for group medical service, and Express Scripts for Part D Medicare prescription services for the period January 1, 2018 through December 31, 2018, for retirees; authorize the Chairman to execute Agreements with Hourglass Systems, Inc. and Administrative Solutions, Inc. for Medicare retiree eligibility, billing, and accounting services, effective January 1, 2018 through December 31, 2018; approve the biweekly premiums for active employees and dependents for Plan Year 2018, effective December 18, 2017 (Exhibit A); the monthly premiums for retirees and dependents for Plan Year 2018, effective January 1, 2018 (Exhibit B); 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 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

41. Approve amendment to Salary Resolution adjusting the salary of Medical Records Coordinator, effective October 9, 2017, as reflected on Appendix A

APPROVED AS RECOMMENDED

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

Salary Resolution No. 17-038

42. 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. 17-426 through Resolution No. 17-435

43. Authorize the Chairman to approve the appointment of Berta Mims, Human Resources Manager, as the representative of the County of Fresno to the California State Association of Counties (CSAC) Excess Insurance Authority Board of Directors; and, adopt Resolution appointing Berta Mims, Human Resources Manager, as the representative of the County of Fresno to the Board of Directors of the CSAC Excess Insurance Authority

APPROVED AS RECOMMENDED

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

Resolution No. 17-436

44. Conduct the second hearing to amend the Master Schedule of Fees, Charges, and Recovered Costs Ordinance by amending Section 1600 - Human Resources; and waive reading of the ordinance in its entirety

APPROVED AS RECOMMENDED

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

Ordinance No. 17-014

44.1 Approve the Salary Resolution Amendments associated with the adoption of the FY 2017-18 Budget as reflected on Appendix “G”, on file with the Clerk to the Board, to become effective as indicated on Appendix “G”

APPROVED AS RECOMMENDED

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

Salary Resolution No. 17-039

Internal Services

45. Approve and authorize the Chairman to execute First Amendment to Agreement 13-674 with Kertel Communications, Inc. dba Sebastian, to increase the maximum Agreement cost by $333,000, effective upon execution, for a maximum potential five-year cost not to exceed $753,000; and approve and authorize the Chairman to execute Second Amendment to Agreement 13-676 with Geil Enterprises, Inc. dba Valley Security & Alarm, to increase the maximum Agreement cost by $164,000, effective upon execution, for a maximum potential five-year cost not to exceed $469,050

APPROVED AS RECOMMENDED

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

Agreement No. 13-674-1, Agreement No. 13-676-2

Probation

46. Retroactively authorize a change in funding source, from Child Welfare funds to Youthful Offender Block Grant revenue, effective July 1, 2017, for Agreement 14-260 with Focus Forward, which provides prevention and intervention services to incarcerated youth at the Juvenile Justice Campus, with no increase to the maximum compensation amount $407,600, or term to May 19, 2019

APPROVED AS RECOMMENDED

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

47. Retroactively authorize the Chief Probation Officer's previous submittal of a grant application for California Office of Traffic Safety's (OTS) Intensive Probation Supervision of High-Risk Felony and Repeat DUI Offenders Program to fund Probation's Repeat DUI caseload positions for the period of October 1, 2017 through September 30, 2018; and approve and authorize the Chairman to execute a grant agreement with California Office of Traffic Safety (Grant Number AL18011) to provide Intensive Probation Supervision for High Risk Felony and Repeat DUI Offenders for the period of October 1, 2017 through September 30, 2018 ($385,506)

APPROVED AS RECOMMENDED

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

Agreement No. 17-511

48. Approve and authorize the Chairman to execute a Lease Agreement with Austin Enterprises, a limited partnership, for office space located at 2171 N. Fine, Fresno, CA, for use by the Fresno County Probation Department, effective December 1, 2017 through November 30, 2025, not to exceed eight consecutive years, which includes a five-year base contract and three automatic one-year extensions, total not to exceed $3,193,344

APPROVED AS RECOMMENDED

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

Agreement No. 17-512

Public Defender

49. Approve and authorize the Chairman to execute retroactive Amendment III to Purchasing Agreement P-15-431-R with Evelyn Machado, for Alternative Sentencing Services effective November 2, 2015 with no change in term to November 1, 2017 and increasing the contract maximum by $15,001 to a total of $115,000 for the term ending on November 1, 2017

APPROVED AS RECOMMENDED

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

Agreement No. 17-513

Public Health

50. Approve and authorize the Chairman to execute the First Amended and Restated Agreement No. 15-130 with Santé Health System dba Advantek Benefit Administrators, to determine beneficiary eligibility and administer payment to approved providers for non-emergency specialty medical services for Fresno County, effective September 26, 2017, increasing the administrative fee and extending the term of the existing agreement by two optional 12-month periods from April 19, 2018 to April 19, 2020 with no increase in the maximum of $5,569,392

APPROVED AS RECOMMENDED

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

Agreement No. 15-130-1

Public Works and Planning

51. Approve CAO's recommendation to retain approximately $540,000 of the $840,888 remaining in Coalinga Disposal Site construction fund for current and future post-closure maintenance; authorize Chairman to execute Agreement for Processing Application for a Hazardous Waste Facility Post Closure Permit with Department of Toxic Substance Control ($300,419); adopt Budget Resolution increasing FY 2017-18 appropriations for Coalinga Disposal Site Org 9028 in amount of $300,419 using available fund balance (4/5 vote); and adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for Public Works and Planning, Misc Pass-Through Org 43601250 in amount of $300,419 (4/5 vote)

APPROVED AS RECOMMENDED

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

Agreement No. 17-515, Resolution No. 17-437, Resolution No. 17-438

52. Approve and authorize Chairman to execute Agreement with the Fresno County Fire Protection District for the Fresno County Fire Protection Station 90 (Caruthers/Lanare/Raisin City) Water Tender Refurbish, Community Development Block Grant Project No. 17731 ($240,000)

APPROVED AS RECOMMENDED

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

Agreement No. 17-516

53. Retroactively authorize Director of Department of Public Works and Planning to submit project funding applications for 2017 Active Transportation Program Augmentation to California Transportation Commission

APPROVED AS RECOMMENDED

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

54. Conduct second reading of "An Ordinance of the County of Fresno Levying a Special Tax within Annexation Territory 9A of Countywide Mello-Roos Community Facilities District No. 2006-01 (Police Protection Services) of the County of Fresno" and waive the reading of the proposed Ordinance in its entirety

APPROVED AS RECOMMENDED

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

Ordinance No. 17-015

55. Authorize Chairman to execute Amendment I to Agreement No. 13-284 with the Fresno City/County Historical Society for operations and maintenance of the Kearney Mansion Museum Complex, extending the 5 year term for a period of one additional year to September 30, 2018

APPROVED AS RECOMMENDED

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

Agreement No. 13-284-1

56. Authorize allocation of Federal Forest Reserve Title III funds for FY 2014-15 and FY 2015-16 in combined amount of $175,591.11 to Sheriff's Department to offset County General Fund costs for Search and Rescue activities on Federal lands

APPROVED AS RECOMMENDED

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

Social Services

57. Make a finding that it is in the best interest of the County to suspend the competitive bidding process consistent with Administrative Policy Number 34 for unusual or extraordinary circumstances as the Housing Authority of the City of Fresno is a local governmental agency; and, Approve and authorize the Chairman to execute an Agreement with the Housing Authority of the City of Fresno for an emergency housing facility, located at 4041 Plaza Drive, Fresno, CA 93702, effective October 1, 2017, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed $2,263,768

APPROVED AS RECOMMENDED

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

Agreement No. 17-518

58. Approve and authorize the Chairman to execute a Lease Agreement with Pontiac 7, LLC., for 101,696 square feet of office space and 49,897 square feet of warehouse space, located at 205 W. Pontiac, Clovis, CA 93612, for use by County's DSS, effective the date the County takes occupancy, not to exceed ten consecutive years, which includes an eight-year base term and one optional two-year extension, total not to exceed ($35,813,090); Adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for the Welfare Advance Fund Organization 1120 in the amount of $1,745,159 (4/5 vote); Adopt Budget Resolution increasing FY 2017-18 appropriations for the Protective Services Subaccount Organization 6210 in the amount of $206,389 (4/5 vote); Adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for the Department of Social Services Organization 5610 in the amount of $1,951,548 (4/5 vote); Authorize the Director of Internal Services/Chief Information Officer, or his designee, to execute, upon review and approval by County Counsel, Lease Commencement Notification, Estoppel and/or Subordination and Non-Disturbance Agreements regarding the recommended lease agreement, if County is requested by Pontiac 7, LLC, a limited liability company, (Lessor) to sign such documents

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

Agreement No. 17-519, Resolution No. 17-443, Resolution No. 17-444, Resolution No. 17-445