



Board of Supervisors

Agenda - Final-Revised

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Nathan Magsig, 5th District

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Daniel C. Cederborg, County Counsel
Bernice E. Seidel, Clerk of the Board of Supervisors

Tuesday, June 12, 2018

9:00 AM

Hall of Records

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

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

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

Invocation and Pledge of Allegiance

1. Approve Agenda
2. Approve Consent Agenda - Item Numbers 24 - 58

These matters are routine in nature and are usually approved by a single vote. Prior to action by the Board, the Board Members and the public will be given the opportunity to remove any item from the Consent Calendar. Items removed from the Consent Calendar may be heard immediately following approval of this Consent Calendar or set aside until later in the day

Board of Supervisors

3. Presentation of Retirement Plaque to Norman K. Otani - Department of County Counsel - 23 Years of Service

Chairman Quintero

4. Proclaim June 12, 2018 as Child Support Services Day in Fresno County

Auditor Controller-Treasurer/Tax Collector

5. Approve resolution to adopt the Fiscal Year 2018-19 appropriation limits for the Fresno County Budget and the Special District Budgets under the control of the Board of Supervisors

Administrative Office

6. Approve a Recommended Budget (including Capital Projects budgets) for the period between July 1, 2018 and adoption of the FY 2018/19 Final Recommended Budget
7. Approve and authorize the Chairman to execute a retroactive Memorandum of Understanding with the Fresno County Fire Protection District to provide fire and emergency response to County territory not served by a designated agency, effective July 1, 2017 through June 30, 2037 (\$33,810,949), and may be extended for additional consecutive 10-year periods

Human Resources

8. Approve Amendments to the Salary Resolution to implement new information technology classifications, and place affected incumbents into these classifications, effective July 2, 2018, as reflected on Appendix "A"; add one (1) Information Technology Manager and two (2) Systems and Procedures Analysts to the Internal Services – Information Technology Services Org 8905, effective July 2, 2018, as reflected on Appendix "A"; delete one (1) Senior Information Technology Analyst and decrease the allocation of three (3) Senior Network Systems Engineer to the Internal Services – Information Technology Services Org 8905, effective July 2, 2018, as reflected on Appendix "A"

Library

9. Provide direction to the County Librarian and Agricultural Commissioner to negotiate an Agreement with West Hills Community College District to provide for office space, shared use, and occupancy of a co-located facility on the new West Hills Community College District campus to be located at 1511 Ninth Street, Firebaugh (\$0)

Public Health

10. Conduct first hearing to amend the Master Schedule of Fees, Charges, and Recovered Costs Ordinance by amending Section 2100 - Public Health, subsections 2101, 2103 through 2107, 2109 through 2112, and adding subsections 2114 through 2115; and waive reading of the Ordinance in its entirety and set second hearing for July 10, 2018; amending Section 900 - Environmental Health, sections 902 through 906, 908 through 917, 919 through 934.1, 937 through 940.1, 948, 950, and adding subsections 902.1, 916.1, 939.2, 939.3, and 940.2; and waive reading of the Ordinance in its entirety and set second hearing for July 10, 2018; designate County Counsel to prepare a fair and adequate summary of the proposed ordinances and direct the Clerk of the Board to post and publish the required summaries in accordance with Government Code, section 25124(b)(1)

Public Works and Planning

11. Conduct public hearing to consider all oral statements and all written protests made or filed by any interested person, if any, to annual assessment for park maintenance costs in County Service Area No. 2, Tenaya Estates; and adopt Resolution approving and levying annual assessment for park maintenance on 142 parcels within Tenaya Park Assessment District for County Service Area No. 2; and direct Department of Public Works and Planning staff to amend Master Schedule of Fees to reflect an annual assessment of \$374 per parcel
12. Approve Amendment to Salary Resolution adding one Field Survey Supervisor position and one Engineering Technician position to Public Works and Planning's Org 4510, effective June 18, 2018 as reflected in Appendix E; adopt Resolution to allow Bret Cassano, subsequent to his March 24, 2018, retirement, to return to part time work as an Extra-Help Field Survey Supervisor, effective June 18, 2018, finding pursuant to Government Code, section 7522.56(f)(1) that the 180-day separation period for retired employees returning to employment as Extra-Help is not applicable based on the Board's certification that the nature of employment and appointment is necessary to fill a critically needed position before the 180-day separation period; and approve Amendment to Salary Resolution moving one Program Technician position from Public Works and Planning Org 4365 1000 to Org 4365 2000, effective June 18, 2018 as reflected in Appendix E
13. Adopt Negative Declaration prepared for Initial Study Application No. 7412; approve Amendment to Text Application No. 377 and adopt Ordinance to amend various sections of Fresno County Zoning Ordinance to permit Wholesale Limited Wineries as a by-right use in R-R Zone District and Wholesale Limited, Minor, and Micro Wineries as by-right uses in the AL and AE Zone Districts, per specific standards to be included in Section 855-N-37, uses will be limited by volume of production, tasting days, and tasting events; and designate County Counsel to prepare a fair and adequate summary of proposed ordinance and direct Clerk of the Board to post and publish required summary in accordance with Government Code, section 25124(b)(1)

14. Consider appeal of Condition of Approval No. 2 of Planning Commission's approval of Variance Application No. 4039, requiring certification be provided that Reno Road has been improved to not less than the A-15 County Road Improvement standard across frontage of proposed Parcel 1 and Parcel 2 to Auberry Road, project site is located on south side of E. Reno Road, approximately 700 feet west of Auberry Road, approximately one mile northeast of nearest city limits of City of Fresno
15. Receive verbal report from Department of Public Works and Planning staff regarding bid opening for Orange Avenue Overlay Project and authorize Director of Department of Public Works and Planning to issue a letter to the City of Fresno approving the City's award of the construction contract; and authorize Director of Department of Public Works and Planning to execute contract change orders up to an amount consistent with statutory limit to be identified in verbal report from Department staff
16. Adopt plans and specifications for Contract No. 18-01-C, Walnut Avenue Shoulder Improvements located between Elkhorn and Conejo Avenues, receive verbal report on bid opening, and award to bidder with lowest responsive bid; and authorize Director of Department of Public Works and Planning, or designee, to execute Contract Change Orders up to limit allowable under California Public Contract Code, section 20142 for Contract 18-01-C

Board of Supervisors' Committee Reports and Comments

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

Board Appointments

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

Public Presentations

19. 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

Closed Session

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

20. Conference with legal counsel - Initiation of Litigation; Government Code Section 54956.9(d)(4) - 2 Cases
21. Conference with legal counsel – Significant Exposure to Litigation - Government Code section 54956.9(d)(2) (2 Cases)

- 22.** 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
- 23.** 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
- 23.1** Conference with Real Property Negotiators - Government Code 54956.8. Property: In the Vicinity of DeWolf and Huntsman Avenues, near Selma, CA 93662 (APN's 348-130-69ST and 348-130-71ST); County Negotiator: Robert W. Bash, Director of Internal Services/Chief Information Officer. Negotiating Parties: City of Selma, Under Negotiations: Instructions to County's negotiator may concern sale of property, price, terms and conditions

1:00 p.m.

Following Closed Session, the Board will participate in the Service awards ceremony and reception honoring employees who have reached the 25, 30, and 35 year service milestones with the County of Fresno

**Ceremony and reception to be held at Fresno County Plaza Ballroom 2220 Tulare Street
Fresno, California**

Adjourn

NEXT MEETINGS:

July 10, 2018 - 9:00 A.M.

August 7, 2018 - 9:00 A.M.

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

CONSENT AGENDA

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

Board of Supervisors

24. Approve minutes of meeting for June 5, 2018

Sheriff/Coroner

25. Retroactively authorize the Sheriff-Coroner's previous submittal of a grant application in the amount of \$100,000 to the State of California Department of Parks and Recreation Division of Boating and Waterways for a new patrol vessel; and retroactively authorize the Sheriff-Coroner's previous submittal of a grant application in the amount of \$140,000 to the State of California Department of Parks and Recreation Division of Boating and Waterways for a remotely operated vehicle
26. Approve and authorize the Chairman to execute a Resolution to establish the FY 2018-19 appropriations limit for the County's Mello-Roos Community Facilities District No. 2006-01 for Enhanced Police Protection Services, effective July 1, 2018
27. Approve and authorize the Chairman to execute a retroactive revenue Agreement, referred to as the 2018 Patrol Operating and Financial Plan, Modification 003, to Agreement 17-LE-11051360-024 with the USDA, Forest Service, Sierra National Forest, effective October 1, 2017 through September 30, 2018, total not to exceed \$26,000; and approve and authorize the Chairman to execute a retroactive revenue Agreement, referred to as the 2018 Controlled Substance Annual Operating and Financial Plan, Modification 004, to Agreement 17-LE-11051360-024 with the USDA, Forest Service, Sierra National Forest, effective October 1, 2017 through September 30, 2018, total not to exceed \$18,000
28. Adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for Sheriff-Coroner Org 3111 in the amount of \$857,286 for Utility Costs (4/5 vote); and adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for Sheriff-Coroner Org 3111 in the amount of \$320,000 for the High Intensity Drug Trafficking Areas Grant (4/5 vote)
29. Approve and authorize the Chairman to execute retroactive Amendment II to Agreement No. 14-258 with RR-M Reyna, Inc., doing business as R & R Transport, for professional decedent removal services, effective May 16, 2017; to change the term of the Agreement to May 16, 2014, through May 15, 2019; to retroactively ratify payments made during the fourth year of the Agreement; and to retroactively authorize payment for services previously provided, with no change in the Agreement maximum of \$870,000
- 29.1 Approve and authorize the Clerk to the Board to execute Budget Transfer No. 29 (\$1,100,000) transferring appropriation within the Sheriff-Coroner's Org 3111 from accounts 6100 (Regular Salaries), 6400 (Retirement Contribution), and 6500 (OASDI Contribution) to account 7309 (Computer Service Software)

Administrative Office

30. 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
31. Make a finding that it is in the best interest of the County to waive the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances for the solicitation of promotion, improvement, operation and maintenance of the museum; and Approve and authorize the Chairman to execute a sole source Agreement with the Veterans Memorial Museum for the continued promotion, improvement, operation and maintenance of the museum effective July 1, 2018 through June 30, 2019 (\$20,000)

Behavioral Health

32. Approve and Authorize the Chairman to execute the following Amendments with various contractors for contract term extensions with increases to the maximum compensations for FY 2018-19 (identified individually below), effective upon execution: 1. Amendment II to Comprehensive Youth Services, Inc. (Agt. 13-311) to provide functional family therapy to underserved or unserved high risk youth (\$987,458); 2. Amendment II to Fresno Center for New Americans (Agt. 13-394) for culturally competent and linguistically accessible outpatient specialty mental health services (\$173,780); 3. Amendment II to Turning Point of Central California, Inc. (Agt. 13-273) for transitional age youth services (\$867,627); 4. Amendment II to Uplift Family Services, Inc., (Agt. 13-316) for assertive community treatment to children and youth (\$1,214,901); 5. Amendment III to Mental Health Systems, Inc. (Agt. 13-395) for substance use disorder and mental health services at County's Juvenile Justice Campus (\$75,000); 6. Amendment III to WestCare California, Inc. (Agt. 12-232) for supervised overnight stay services (\$424,808); 7. Amendment IV to JDT Consultants, Inc. (Agt. 13-398) for therapeutic behavioral services (\$1,700,000)
33. Approve and authorize the Chairman to execute an Agreement with Turning Point of Central California, Inc. for the provision of Mental Health Services Act (MHSA) Full Service Partnership Services, Outpatient Mental Health Services, and Intensive Case Management Services in rural Fresno County for children that are severely emotionally disturbed and adults that are seriously mentally ill, effective July 1, 2018, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$63,403,585
34. Adopt Budget Resolution increasing the FY 2017-18 appropriations in the Capital Facilities Org 1055 in the amount of \$1,500,000 (4/5 vote); and, Adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues in the Behavioral Health Org 5630 in the amount of \$1,500,000 (4/5 vote) and in the DBH-Capital Projects Org 8859 in the amount of \$1,500,000 (4/5 vote)

35. Approve and authorize the Chairperson to execute an Agreement with the Superior Court of California, County of Fresno for the provision of coordination services for Juvenile and Adult Behavioral Health Courts, Drug Court, and Family Dependency Treatment Court effective July 1, 2018, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, with a maximum compensation not to exceed \$752,225
36. Approve and authorize the Chairman to execute a Master Agreement with County contracted providers of Substance Use Disorder prevention services effective upon execution, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$600,000; Authorize the Director of the Department of Behavioral Health, or designee, to add providers to the Master Family-Focused Prevention Services Agreement; Authorize the Director of the Department of Behavioral Health, or designee, to reallocate funding within this Master Agreement to contracted providers, as necessary, without exceeding the contract maximum

Human Resources

37. Approve the Salary Resolution Amendment deleting the Tree Trimmer I classification and retitling the Tree Trimmer II classification to Tree Trimmer, as reflected on Appendix "G", effective June 18, 2018; approve the Salary Resolution Amendment deleting the Parks Groundskeeper I classification and retitling the current Parks Groundskeeper II/III classifications to Parks Groundskeeper I/II respectively, as reflected on Appendix "G", effective June 18, 2018
38. Approve amendment to Salary Resolution adjusting the hourly compensation for three (3) identified extra-help classifications, Agricultural Technician - Seasonal, Elections Outreach Coordinator, and Elections Worker, effective June 18, 2018, as reflected on Appendix "D"; and approve amendment to Salary Resolution adjusting the Medical Group for Elections Worker and Elections Outreach Coordinator extra-help classifications, effective June 18, 2018, as reflected on Appendix "D"
39. Approve Resolutions Rejecting Claims for Damages; and approve Resolutions Rejecting Applications for Leave to Present a Late Claim
40. Approve salary adjustments for Unrepresented (excluding Water/Wastewater Specialist II/III and Supervising Water/Wastewater Specialist classifications and confidential classifications covered by Footnote "y") and Management (excluding Deputy County Counsel I/II/III/IV/Senior) classifications, effective July 2, 2018, as reflected in Appendix "B"; approve administrative salary adjustments of 2% for Senior Management classifications (excluding Department Heads and Elected Officials), effective July 2, 2018; approve the County Health Premium Contributions for Plan Year 2019 for Unrepresented and Management (including Senior Management) employees, effective December 17, 2018; approve the salary step structure conversion, as reflected on Appendix "B", for Unrepresented (excluding confidential classifications covered by Footnote "y") and Management (excluding Deputy County Counsel I/II/III/IV/Senior) classifications, effective January 14, 2019

Internal Services

41. Make a finding that it is in the best interest of the County to waive the competitive bidding process under Administrative Policy No. 34 under the "unusual or extraordinary circumstances" exception in order to maintain the software and support necessary to backup data and files currently used throughout the County; approve and authorize the Chairman to execute a Master Agreement with Commvault Systems, Inc., for software products used with the County's enterprise backup and recovery solution for critical applications, effective upon signing, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$1,200,000; authorize the Chief Information Officer to make amendments to Exhibit A, for the purchase of additional hardware components and/or associated data support services, not to exceed the maximum contract limit

Probation

42. Approve amendment to the Salary Resolution deleting the Assistant Chief Probation Officer position in the Probation Department Org 3430, effective July 16, 2018, as reflected in Appendix "C"

Public Health

43. Approve and authorize the Chairman to execute retroactive Amendment III to Revenue Agreement No. 15-397 and related California Civil Rights Laws Attachment form with the California Department of Public Health for the Lifetime of Wellness: Communities in Action Grant, effective upon execution with no change in term to September 29, 2018 and decreasing the maximum compensation by \$23,941 to \$2,497,426
44. Make a finding that it is in the best interest of the County to waive the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances for the solicitation of medical director services for the Central California Emergency Medical Services Agency (CEMSA) for Fresno, Kings, Madera and Tulare Counties; and, approve and authorize the Chairman to execute an Agreement with Central California Faculty Medical Group, Inc., for medical director services for the CCEMSA, effective July 1, 2018, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$372,492
45. Approve and authorize the Chairman to execute an Agreement with Godfred L. Masinde, PhD, for laboratory director services, effective July 1, 2018 through June 30, 2020 with two optional one-year extensions, total not to exceed \$383,460
46. Approve and authorize the Chairman to execute an Agreement with Valley Children's Hospital, for designation as a Level II Pediatric Trauma Center, effective July 1, 2018, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions (\$0)

Public Works and Planning

47. Approve and authorize Department of Public Works and Planning to remove 32 dead or dying ornamental trees along Ashlan Avenue road right-of-way in Tarpey Village, between Clovis and Sunnyside Avenues, an unincorporated area of the County; and determine that approval and authorization of Department's removal of 32 dead or drying ornamental trees, including actual removal of the trees, is exempt from requirements of California Environmental Quality Act, Public Resources Code, Section 21000, et seq., and direct Department staff to file a Notice of Exemption with the office of the Fresno County Clerk
48. Adopt Budget Resolution increasing FY 2017-18 appropriations for Coalinga Disposal Site Enterprise, Org 9028 in the amount of \$25,000 using available fund balance and Risk Management Loss Recovery Program funds, to replace a gate and monitoring equipment (4/5 vote)
49. Approve amendment to Salary Resolution adjusting salary range for Water/Wastewater Specialist II/III/Supervising, effective July 2, 2018, as reflected in Appendix F
50. Approve and authorize the Director of the Department of Public Works and Planning, subject to the review and approval of County Counsel and the Auditor-Controller/Treasurer-Tax Collector, to execute a Utility Agreement with Pacific, Gas & Electric and any amendments that the Director deems necessary for the construction of the Auberry Road at Copper Avenue Traffic Signal Installation Project (\$123,312)
51. Adopt Resolution designating the intersection of Floral and Westlawn Avenues a stop intersection and authorizing a stop sign at the intersection, stopping westbound traffic on Floral Avenue, making it a one-way stop
52. Approve and authorize the Chairman to execute an Agreement with the California Department of Transportation, for the Federal Fiscal Year 2017-2018 Optional Regional Surface Transportation Program Federal Apportionment Exchange and State Match Program to exchange \$268,108 in Federal funds for an equal amount of non-Federal funds from the State Highway Account, and claim \$100,000 of State Match Program funds
53. Adopt plans and specifications and award Contract No. 17-23-C, SB-1 (RMRA) Asphalt Concrete Overlays to low bidder, Cal Valley Construction, 5125 N. Gates, Suite 102, Fresno, in amount of \$4,626,757.30 for base bid and all additive bids; and authorize Director of Department of Public Works and Planning, or designee, to execute Contract Change Orders up to \$210,000 which is approximately 4.5% of total contract construction cost, limit allowable under California Public Contract Code, section 20142 for Contract 17-23-C

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

54. Adopt Resolution approving FY 2018-19 Special District budgets based on previously approved fees, assessments, charges, State or Federal grants, and recovered costs for County Service Areas, a Highway Lighting District, Maintenance Districts, and Waterworks Districts; and direct Department of Public Works and Planning staff to include rates on Master Schedule of Fees, Charges, and Recovered Costs for administrative purposes

Social Services

55. Approve and authorize the Chairman to execute First Amendment to Lease Agreement with Pontiac 7, LLC, at 205 W. Pontiac Way, Fresno, CA 93612, for Tenant Improvements, increasing the office space from 101,696 square feet to 140,142 square feet and reducing the warehouse space from 49,897 square feet to 12,127 square feet, and Renewing the lease for one (1) nineteen-year period upon completion of Tenant Improvements, total not to exceed (\$96,704,502.32)
56. Approve and authorize the Chairman to execute Amendment II to Agreement No. A-14-309 with the Fresno County Superintendent of Schools for Adult Education and Data Collection Services extending the term by one year from July 1, 2018 to June 30, 2019 and increasing the maximum total by \$150,000 to a total of \$3,770,425
57. Make a finding that it is in the best interest of the County to waive the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances for the solicitation of specific homeless services for the Department of Social Services; Approve and authorize the Chairman to execute an Agreement with WestCare California, Inc. for housing match coordination services, effective July 1, 2018, not to exceed three consecutive years, which includes a one-year base contract and two optional one-year extensions, total not to exceed (\$494,700); and, Approve and authorize the Chairman to execute an Agreement with Turning Point of Central California for emergency shelter services, effective July 1, 2018, not to exceed three consecutive years, which includes a one-year base contract and two optional one-year extensions, total not to exceed (\$390,000)
58. Adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for the Health and Welfare Trust Fund 0135, Family Support Org 5248 in the amount of \$4,638,447 (4/5th vote)