



# County of Fresno

## Action Summary - Draft

### Board of Supervisors

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

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

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Tuesday, December 15, 2020

9:00 AM

Hall of Records

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*PURSUANT TO CALIFORNIA GOVERNOR GAVIN NEWSOM'S EXECUTIVE ORDER N-25-20 ON MARCH 12, 2020, RELATING TO THE CONVENING OF PUBLIC MEETINGS IN LIGHT OF THE COVID-19 PANDEMIC, SUPERVISOR QUINTERO ATTENDED THE MEETING TELEPHONICALLY AND PARTICIPATED IN THE MEETING TO THE SAME EXTENT AS HE WAS PRESENT*

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

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

*FRESNO COUNTY BOARD OF SUPERVISOR STEVE BRANDAU GAVE THE INVOCATION AND LED THE BOARD OF SUPERVISORS IN THE PLEDGE OF ALLEGIANCE*

1. Approve Agenda

**A MOTION WAS MADE BY VICE CHAIRMAN BRANDAU, SECONDED BY SUPERVISOR MAGSIG, THAT THIS AGENDA BE APPROVED AS RECOMMENDED WITH ITEM 11 FOLLOWING ITEM 4. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

2. Approve Consent Agenda - Item Numbers 32 - 92

**A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY VICE CHAIRMAN BRANDAU, THAT THIS CONSENT AGENDA BE APPROVED WITH THE EXCEPTION OF ITEM 67.1 WHICH WAS PULLED FOR SUPERVISOR QUINTERO TO CAST AN ABSTENTION VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

**Chairman Mendes**

- 3. Proclamation Declaring December 15th Joseph Castro Day

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

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

Resolution No. 20-393

**Chairman Mendes and Supervisor Pacheco**

- 4. Presentation from Nisei Farmers League and Farm Bureau regarding their response to COVID-19

**RECEIVED**

**Supervisor Brandau and Supervisor Magsig**

- 5. Authorize reimbursement up to \$2.5 Million to Community Regional Medical Center for expenses incurred in response to COVID-19 hospitalization and testing services

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

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

**Supervisor Brandau, Supervisor Magsig, and Public Health**

- 6. Approve and authorize an Environmental Health Permit Fee credits for restaurants with seating for calendar years 2020 and 2021; and Approve and authorize the Director of Public Health, or his designee, to approve fee credits to other permitted facilities that can demonstrate closure due to COVID 19

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

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

**Supervisor Pacheco**

- 7. Authorize reimbursement up to \$150,000 to North Central Fire District for expenses incurred in response to COVID-19 related services

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

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

**County Clerk/Registrar of Voters**

- 8. Accept the Certified Statement of Vote for the November 3, 2020 Consolidated Presidential General Election, and receive report from County Clerk/Registrar of Voters of County departments and employees who assisted during the November 3, 2020 Consolidated Presidential General Election

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

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

**County Counsel**

- 9. Conduct first hearing to amend the Fresno County Ordinance Code, Title 1, to add Chapter 1.16 - Public Nuisance Administrative Abatement Procedure; and waive reading of the Ordinance in its entirety and set the second hearing for January 12, 2021; designate County Counsel to prepare a fair and adequate summary of the proposed Ordinance and direct the Clerk of the Board to post and publish the required summary in accordance with Government Code, Section 25124(b)(1); and, determine the adoption of the proposed Ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to sections 15061, 15307, 15308, and 15378 of the State CEQA Guideline, and direct staff to file a Notice of Exemption with the Office of Fresno County Clerk

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

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

**Administrative Office**

- 10. Consider and take action on request for determination of public convenience or necessity on application for Alcoholic Beverage License Type 20 filed by Sarah Jane Peer, 30367 E Trimmer Springs Rd., Sanger, CA 93657

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

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

- 11. Receive Presentation from County Administrative Officer Jean Rousseau regarding CARES Act Update

**RECEIVED**

- 11.1 Discuss representation on the Urban Counties of California (UCC) coalition and authorize the Chairman to appoint a Board member and one or two alternates to serve as a member of the UCC

**A MOTION WAS MADE BY VICE CHAIRMAN BRANDAU, SECOND BY SUPERVISOR PACHECO, THAT THE APPOINTMENTS TO THE URBAN COUNTIES OF CALIFORNIA (UCC) COALITION BE APPROVED AS FOLLOWS: CHAIRMAN MENDES AS A BOARD MEMBER; SUPERVISOR MAGSIG AND COUNTY ADMINISTRATIVE OFFICER JEAN ROUSSEAU AS ALTERNATE MEMBERS. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

### **Human Resources**

12. Conduct first hearing and take action to: a. Amend Title 3 - Personnel of the Fresno County Ordinance to replace existing reference to deleted ordinance code 03.08.100 with updated language; b. Waive the reading of the ordinance in its entirety and set the second hearing for January 26, 2021; designate County Counsel to prepare a fair and adequate summary of the proposed Ordinance; and direct the Clerk of the Board to post and publish the required summary in accordance with Government Code, Section 25124(b)(1)

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

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

13. Approve the salary for the Chief Operating Officer classification at \$175,000 annually, effective December 28, 2020

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

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

### **Internal Services**

14. Determine the subject Real Property, approximately 0.129 acres located at Dunlap Road adjacent to Dunlap School, is not necessary for County use, and approve sale of subject Real Property to Kings Canyon Unified School District; and, authorize the Chairman to execute Grant Deed for conveyance of County-owned subject Real Property, located at Dunlap Road adjacent to Dunlap School, to adjacent landowner Kings Canyon Unified School District, for sale price of \$1.00

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

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

**Public Health**

15. Approve Amendment to the Salary Resolution adding four Public Health Nurse I/II positions to the Public Health's Org 5620, effective December 14, 2020 as reflected in Appendix D

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

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

Salary Resolution No. 20-034

**Public Works and Planning**

16. Conduct first hearing to amend Fresno County Ordinance Code, Title 17 - Divisions of Land, Chapter 17.92 - Clovis Development Fees Applicable within the Sphere of Influence of the City of Clovis and a Schedule of Fees; waive reading of the proposed Ordinance in its entirety; set the second hearing for January 12, 2021; and designate County Counsel to prepare a fair and adequate summary of the proposed Ordinance; and direct the Clerk of the Board to post and publish the required summary in accordance with Government Code, section 25124(b)(1)

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

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

17. Adopt Resolution authorizing Cancellation of Agricultural Land Conservation Contract Nos. 1809, 2227, 2799, 5150 and partial Cancellation of Agricultural Land Conservation Contract Nos. 365 and 367 filed by RWE Solar Development, LLC on behalf of G3 Farming Trust, Woolf Family Trust No. I and Woolf Properties, based on the ability to make the Findings listed under Government Code, Sections 51282(a)(2) and 51282(c); and authorize Chairman to sign the Certificates of Tentative Cancellation and approve recordation of Certificates of Cancellation when all conditions included in the Certificates of Tentative Cancellation have been satisfied. This item pertains to a location in District 4

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

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

Resolution No. 20-394

18. Conduct public hearing to receive testimony on proposed additions to County Coronavirus Aid, Relief, and Economic Security Act Community Development Block Grant program; and approve substantial amendment to 2019-20 Annual Action Plan to update planned uses for Community Development Block Grant funding, under the Coronavirus Aid, Relief, and Economic Security Act; and authorize Director of Department of Public Works and Planning to execute Standard Form 424, Certifications, and Entitlement Grant Agreement for additional funding; and adopt Budget Resolution increasing FY 2020-21 appropriations and estimated revenues for Community Block Grant Program, Fund 0001, Subclass 10000, Org 7205 in the amount of \$1,541,850 (4/5 vote)

**CONDUCTED PUBLIC HEARING. NO PUBLIC TESTIMONY RECEIVED. A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR PACHECO, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

Resolution No. 20-395

19. Consider Appeal of Planning Commission's approval of Classified Conditional Use Permit Application No. 3654, Director Review and Approval Application No. 4587, and Variance Application No. 4072; and adoption of the associated Mitigated Negative Declaration proposing to allow a feed and farm supply store; a truck and trailer storage and maintenance facility for vehicles devoted exclusively to the transportation of agricultural products, supplies, and equipment; and reducing the minimum parcel size requirements in the AE-20 (Exclusive Agricultural, 20-acre minimum parcel size) Zone District to allow creation of two approximately 7.16-acre parcels and an approximately 3.61-acre parcel from an 17.93-acre parcel; and if the Appeal is denied and the Planning Commission's approval of Variance Application No. 4072, Director Review and Approval Application No. 4587, and Classified Conditional Use Permit Application No. 3654 is upheld: a. adopt the Mitigation Negative Declaration and Mitigation Monitoring and Reporting Program prepared for Initial Study No. 7651; and b. determine that the required findings specified in the Fresno County Zoning Ordinance Section 877(A), 872(C), and 873(F) can be made and approve Variance Application No. 4072, Director Review and Approval Application No. 4587, and Classified Conditional Use Permit Application No. 3654, subject to Project Mitigation Measures and Conditions of Approval

**CONDUCTED PUBLIC HEARING ON CLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3654, DIRECTOR REVIEW AND APPROVAL APPLICATION NO. 4587, AND VARIANCE APPLICATION NO. 4072. RECEIVED PUBLIC TESTIMONY. CLOSED PUBLIC HEARING. A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR PACHECO, THAT THIS MATTER BE ACTED ON AS FOLLOWS: DENY APPEAL AND APPROVE VARIANCE APPLICATION NO. 4072, DIRECTOR REVIEW AND APPROVAL APPLICATION NO. 4587, AND CLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3654; ADOPT THE MITIGATION NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM PREPARED FOR INITIAL STUDY NO. 7651; AND DETERMINED THAT THE REQUIRED FINDINGS SPECIFIED IN THE FRESNO COUNTY ZONING ORDINANCE SECTION 877(A), 872(C), AND 873(F) CAN BE MADE AND APPROVE VARIANCE APPLICATION NO. 4072, DIRECTOR REVIEW AND APPROVAL APPLICATION NO. 4587, AND CLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3654, SUBJECT TO PROJECT MITIGATION MEASURES AND CONDITIONS OF APPROVAL INCLUDED IN ATTACHMENT F OF AGENDA ITEM AND THE CONDITION THAT APPLICANT SHALL ENTER INTO AN AGREEMENT INDEMNIFYING THE COUNTY FOR ALL LEGAL COSTS IN A FORM APPROVED BY COUNTY COUNSEL ASSOCIATED WITH ITS APPROVAL OF CLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3654, DIRECTOR REVIEW AND APPROVAL APPLICATION NO. 4587, AND VARIANCE APPLICATION NO. 4072, AND THE ADOPTION OF THE MITIGATION NEGATIVE DECLARATION PREPARED FOR INITIAL STUDY APPLICATION NO. 7651. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

Resolution No. 20-396

20. Conduct public hearing and adopt Resolution making required findings necessary to approve the vacation of certain road right-of-way of North Plumas Avenue, that portion of North Plumas Road public road right-of-way (ROW) lying 20 feet West of and adjacent to Lots 17 through 24 of said map, together with that portion of lying 20 feet East of and adjacent to Lots 41 through 48 of said map recorded in Book 7, Page 3 of Plats of Fresno County Records

**CONDUCTED PUBLIC HEARING. NO PUBLIC TESTIMONY RECEIVED. A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY CHAIRMAN MENDES, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 4 - Mendes, Brandau, Magsig, and Quintero

**Recuse:** 1 - Pacheco

Resolution No. 20-397

21. Receive and approve staff recommendations regarding discussions and negotiations with the 14 cities in Fresno County whose MOUs have expired or will expire, on such matters as property tax, sales tax, and land use matters

**A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR BRANDAU, THAT THIS MATTER BE APPROVED WITH THE FOLLOWING DIRECTION: (A) LENGTH OF EXTENDED TAX SHARING AGREEMENTS TO BE FOR 15 YEARS; (B) PROPERTY TAX SHARING DISTRIBUTION IN ANY FUTURE TAX SHARING AGREEMENT WITH THE CITY OF FRESNO SHALL BE 63% COUNTY AND 37% CITY; CONSISTENT WITH THE OTHER 14 CITIES; (C) MASTER TAX SHARING AGREEMENTS TO INCLUDE FLEXIBILITY AND ACKNOWLEDGEMENT OF COUNTY'S NEED TO ACCOMMODATE ITS REGIONAL HOUSING NEEDS ALLOCATION. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

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

22. 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 WISHED EVERYONE A MERRY CHRISTMAS AND REPORTED FEELING LUCKY TO HAVE THE OPPORTUNITY TO SERVE ON THE BOARD OF SUPERVISORS AND WORK WITH FELLOW BOARD MEMBERS. SUPERVISOR BRANDAU STATED THE NEED TO LOOK AT THE COVID-19 RESPONSE AND THE BOARD'S ROLE. HE WISHED EVERYONE A MERRY CHRISTMAS. SUPERVISOR QUINTERO THANKED THE COUNTY FAMILY FOR ALL THE HARD WORK WHILE FACING CHALLENGING TIMES, WISHED FELIZ NAVIDAD TO ALL AND STATED THE BEST IS YET TO COME. CHAIRMAN MENDES REQUESTED ADJOURNING IN MEMORY OF GLORIA MENDES AND RAFER JOHNSON AND RECOGNIZED THE 100TH ANNIVERSARY OF THE RIVERDALE IRRIGATION DISTRICT**

**Board Appointments**

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

**A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR PACHECO, THAT THE NOMINATION FOR REAPPOINTMENTS AND APPOINTMENT BE APPROVED AS FOLLOWS:**

**FRESNO ARTS COUNCIL**

**REAPPOINTED TIFFANY BINION-MANGUM (TERM TO EXPIRE 06/30/23)**

**FRESNO REGIONAL WORKFORCE DEVELOPMENT BOARD**

**REAPPOINTED MICHAEL SILVEIRA (TERM TO EXPIRE 11/01/22)**

**HOUSING AUTHORITY OF FRESNO COUNTY**

**APPOINTED SOPHIA RAMOS TO POSITION PREVIOUSLY HELD BY MARY CASTRO (TERM TO EXPIRE 02/05/21)**

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

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

**Public Presentations**

- 24. 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**

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

**HELD; NO REPORTABLE ACTION**

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

**HELD; NO REPORTABLE ACTION**

- 27. Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Paul Nerland; Employee Organization: All Bargaining Units and Management and Unrepresented Employees - Hours, Wages and Terms and Conditions of Employment

**HELD; NO REPORTABLE ACTION**

28. Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - BNSF Railway Company v. Alameda County, et al., United States District Court, Northern District of California, Case No. 4:19-cv-07230-HSG  
**HELD; NO REPORTABLE ACTION**
29. 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: Jean M. Rousseau or designee. Negotiating Parties: CMG, Inc. Under negotiations: Instructions to County's negotiator may concern sale, lease and escrow terms and conditions including price.  
**NOT HELD**
30. Conference with Real Property Negotiators - Government Code, Section 54956.8; Property: Main Courthouse Building, 1100 Van Ness Avenue, Fresno, CA 93724; County Negotiator: Jean M. Rousseau, County Administrative Officer or designee. Negotiating Parties: Judicial Council of the State of California. Under negotiations: Instructions to County's negotiator may concern terms and conditions to transfer fee title or other interest to Judicial Council  
**HELD; NO REPORTABLE ACTION**
31. Threat to public services or facilities - Government Code, section 54957(a) - Consultation with Jean Rousseau, County Administrative Officer/Emergency Services Director and Robert W. Bash, Director of Internal Services Department/Chief Information Officer or Designee  
**HELD; NO REPORTABLE ACTION**
- 31.1 Threat to public services or facilities - Government Code, section 54957(a) - Consultation with Jean Rousseau, County Administrative Officer/Emergency Services Director; David Pomaville, Director of Public Health or Designee; and Dr. Rais Vohra, Interim Public Health Officer  
**HELD; NO REPORTABLE ACTION**

### Adjourn

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

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

APPROVED:

\_\_\_\_\_  
STEVE BRANDAU, CHAIRMAN OF THE BOARD  
OF SUPERVISORS OF THE  
COUNTY OF FRESNO

ATTEST:

BY: \_\_\_\_\_  
BERNICE E. SEIDEL  
CLERK OF THE BOARD OF SUPERVISORS  
COUNTY OF FRESNO, STATE OF CALIFORNIA

APPROVED ON \_\_\_\_\_

**CONSENT AGENDA**

**A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY VICE CHAIRMAN BRANDAU, THAT THIS CONSENT AGENDA BE APPROVED WITH THE EXCEPTION OF ITEM 67.1 WHICH WAS PULLED FOR SUPERVISOR QUINTERO TO CAST AN ABSTENTION VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

**Board of Supervisors**

- 32. Approve minutes of meeting for November 20, 2020, Special Meeting, and November 24, 2020, Special Meeting

**APPROVED AS RECOMMENDED**

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

- 33. Approve the Conflict of Interest Codes for 34 agencies and direct Clerk of the Board to notify the Enforcement Division of the California Fair Political Practices Commission of the agencies who did not respond to the Biennial Review Request or submit Conflict of Interest Code amendments by November 6, 2020

**APPROVED AS RECOMMENDED**

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

**Chairman Mendes**

- 34. Adjourn in Memory of Mrs. Gloria Mendes of Kingsburg

**APPROVED AS RECOMMENDED**

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

- 35. Adopt Resolution recognizing the 100th Anniversary of the Riverdale Irrigation District

**APPROVED AS RECOMMENDED**

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

Resolution No. 20-373

- 36. Adjourn in Memory of Rafer Johnson, sports icon and former resident of Kingsburg, Mr. Johnson won a Silver Medal in the 1956 Olympics and a Gold Medal in the 1960 Olympic Games

**APPROVED AS RECOMMENDED**

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

**Supervisor Brandau**

- 37. Recognition of Andrew Vue as the Recipient of the Fresno Workforce Development Board's Outstanding Achievement Award for the Third Quarter of 2020

**APPROVED AS RECOMMENDED**

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

**Supervisor Quintero**

- 38. Proclaim December 2020 as Toys for Tots Month

**APPROVED AS RECOMMENDED**

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

Resolution No. 20-374

**Assessor/Recorder**

- 39. Adopt a Resolution to participate in the Statewide Electronic Courier Universal Recording Environment, a multi-county electronic recording delivery system, effective retroactively as of November 24, 2020

**APPROVED AS RECOMMENDED**

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

Resolution No. 20-375

**Auditor Controller-Treasurer/Tax Collector**

- 40. Adopt a resolution approving a March 2021 sale of tax-defaulted properties that are subject to the Tax Collector's power to sell

**APPROVED AS RECOMMENDED**

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

Resolution No. 20-376

**County Clerk/Registrar of Voters**

41. Consider candidate and appoint director to the Del Rey Community Services District Board of Directors. Stephanie Garza term expiring in 2024; consider candidate and appoint director to the Del Rey Community Services District Board of Directors. Rolando Sanchez term expiring in 2024; consider candidate and appoint director to the Orange Cove Irrigation District Board of Directors. Harvey Bailey term expiring in 2024; and, consider candidate and appoint director to the Orange Cove Irrigation District Board of Directors. David Brown term expiring in 2024

**APPROVED AS RECOMMENDED**

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

42. Consider and appoint candidate Anthony Borges, candidate Stephen J. Shehadey, candidate Mahmood (Moe) Dean (each full term) term expiring 2024; candidate Jerry Radinoff and candidate Thomas Fairless (each short-term), term expiring 2022, to the Tranquillity Resource Conservation District Board of Directors; and consider and appoint candidate Robert Barcellos and candidate Robert Motte (each full term) to the James Resource Conservation District Board of Directors term expiring 2024

**APPROVED AS RECOMMENDED**

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

43. Approve the appointment of Monica Sigler to the Coalinga-Huron Recreation and Park Board of Directors, for the term expiring December 2, 2022, to fill an unexpected vacancy

**APPROVED AS RECOMMENDED**

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

**District Attorney**

44. Approve and authorize the Clerk of the Board to execute Budget Transfer No. 5 (\$31,000) transferring FY 2020-21 appropriations within the District Attorney Org 2862, from account 6100 - \$21,000 (Salaries) and account 6200 - \$10,000 (Extra-Help) to account 7910 (Operating Transfers Out) for the purchase of a vehicle; and Adopt Budget Resolution increasing FY 2020-21 appropriations and estimated revenues for the Internal Services Department, Fleet Services-Equipment Org 8911 in the amount of \$31,000 (4/5 vote)

**APPROVED AS RECOMMENDED**

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

Resolution No. 20-377

45. Approve and authorize the Chairman to execute the Certification of Assurance of Compliance for the Violence Against Women Vertical Prosecution program with the California Governor's Office of Emergency Services (Cal OES), for the period January 1, 2021 through December 31, 2021

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-488

46. Retroactively authorize the District Attorney's previous submittal of grant application to the California Governor's Office of Emergency Services (Cal OES) for the Electronic Suspected Child Abuse Report System for the time period January 1, 2021 through December 31, 2021 (\$250,000); authorize the Chairman to execute a grant Application/Agreement and Certification of Assurance of Compliance for the Electronic Suspected Child Abuse Report System with Cal OES for the time period January 1, 2021 through December 31, 2021 (\$250,000); and adopt Budget Resolution increasing FY 2020-21 appropriations and estimated revenues in the District Attorney- Grants Org 2862 in the amount of \$125,000 (4/5 vote)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-489, Resolution No. 20-378

**Sheriff/Coroner/Public Administrator**

47. Retroactively approve and authorize the Sheriff's previous submittal of an online grant application on behalf of the County to the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP), Office of Juvenile Justice and Delinquency Prevention (OJJDP), for the Central California Internet Crimes Against Children (ICAC) Task Force Program, effective October 1, 2020 to September 30, 2021, in the amount of \$415,404; approve, ratify and authorize the Sheriff, or her designee to execute Grant Agreement Number 2019-MC-FX-K028 and to initial the special condition pages of the agreement on behalf of the County to the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP), Office of Juvenile Justice and Delinquency Prevention (OJJDP), for the Central California Internet Crimes Against Children (ICAC) Task Force Program, effective October 1, 2020 to September 30, 2021, in the amount of \$415,404; and authorize the Sheriff, or her designee, to sign claims for reimbursement, activity reports, extend the grant ending date to expend allocated funding, and add participating law enforcement, investigative, and prosecutorial agencies to the ICAC task force

**APPROVED AS RECOMMENDED**

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

48. Approve and authorize the Chairman to execute a First Amendment to Agreement No. A-17-130 with Kronos Incorporated, for an additional software module, software licensing, maintenance, and technical support of Kronos scheduling and staffing software used by the Sheriff's Office, effective upon execution, with no change in term of January 1, 2017 through December 31, 2021, and increasing the maximum by \$60,000 to a total of \$353,708

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-130-1

49. Approve and authorize the Chairman to execute a retroactive Off-Highway Project Grant Award/Agreement with the State of California Department of Parks and Recreation for the period of September 6, 2020, through September 5, 2021 (\$86,365)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-490

50. Approve and authorize the Chairman to execute a revenue Agreement with Canteen of Fresno, Inc., for commissary services at the Fresno County Adult Detention Facilities, effective January 1, 2021 through December 31, 2025, which includes a three-year base contract and two optional one-year extensions

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-491

51. Approve and authorize Clerk of the Board to execute Budget Transfer No. 7 (\$25,000) transferring appropriations within the Sheriff-Coroner-Public Administrator's Org 3111, from Account 7295 (Professional & Specialized Services) to Account 8300 (Equipment) for the purchase of two canines

**APPROVED AS RECOMMENDED**

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

52. Conduct second hearing to amend the Fresno County Master Schedule of Fees, Charges, and Recovered Costs Ordinance by adding Subsection 2612 to Section 2600 - Sheriff-Coroner-Public Administrator and waive reading of the ordinance in its entirety

**APPROVED AS RECOMMENDED**

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

Ordinance No. 20-026

**Administrative Office**

- 53. 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 - Mendes, Brandau, Magsig, Pacheco, and Quintero

Resolution No. 20-379

- 54. 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 - Mendes, Brandau, Magsig, Pacheco, and Quintero

Resolution No. 20-380, Resolution No. 20-381

- 55. Retroactively approve submittal of the Fresno County FY 2019-20 Indian Gaming Special Distribution Fund Annual Report to the State Legislature on September 10, 2020

**APPROVED AS RECOMMENDED**

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

**Behavioral Health**

- 56. Approve and authorize the Chairman to execute a retroactive Agreement with RH Community Builders for short-term lodging with behavioral health peer support services, effective October 20, 2020, not to exceed two years and eight months, which includes an eight-month ramp-up with implementation and a two-year base contract, total not to exceed \$4,679,216

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-492

57. Approve and authorize the Chairman to execute a retroactive Agreement with Pacific Valley Patrol to provide security services at emergency shelter motels established in response to the COVID-19 Public Health Emergency, effective November 15, 2020, not to exceed one-year and eight months, which includes an eight-month base contract and one optional one-year extension, total not to exceed \$571,989

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-493

58. Adopt and authorize the Chairman to execute a Resolution authorizing: a) Fresno County's participation in the California Department of Housing and Community Development No Place Like Home Program - Round Three; and, b) Chairman's execution of documents related to the No Place Like Home Program - Round Three

**APPROVED AS RECOMMENDED**

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

Resolution No. 20-382

- 58.1 Approve and authorize the Chairman to execute a Promissory Note with UPHoldings, LLC, development sponsor/co-applicant, to provide capital funds for the construction of Butterfly Gardens at 784 W Holland Avenue in Clovis, a No Place Like Home - Round Two permanent supportive housing project, effective upon close of escrow for a 55-year term (\$3,500,000)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-494

## **Human Resources**

59. Approve and Authorize the Chairman to execute the First Amendment to Agreement No. 18-708 with ReliaStar Life Insurance Company to provide Employee Assistance Program services to County employees and their household members, with no change in term of December 31, 2018 through December 31, 2021, and increasing the maximum by \$60,000 to a total of \$660,000

**APPROVED AS RECOMMENDED**

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

Agreement No. 18-708-1

60. Approve Salary Resolution Amendment setting the minimum hiring step for the identified classifications as the first step at or above \$14.00 per hour, effective December 28, 2020, as reflected in Appendix B; approve Salary Resolution amendment adjusting the hourly rate for the identified hourly classifications to \$14.00/hour, effective December 28, 2020, as reflected in Appendix B

**APPROVED AS RECOMMENDED**

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

Salary Resolution No. 20-032

61. Approve waiving the minimum annual leave usage requirement (Section 615.5 of the Fresno County Salary Resolution) for the 2020 payroll year

**APPROVED AS RECOMMENDED**

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

62. 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 14, 2020 through December 31, 2021; approve and authorize the Chairman to execute an Agreement with Kaiser Permanente for group medical services for the period January 1, 2021 through December 31, 2021, for retirees; approve and authorize the Chairman to execute Agreements with MyWorkplace, Inc. and Administrative Solutions - Fresno, LLC, for Medicare retiree eligibility, billing, and accounting services, effective January 1, 2021 through December 31, 2021; and, 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 - Mendes, Brandau, Magsig, Pacheco, and Quintero

Agreement No. 20-495, Agreement No. 20-496, Agreement No. 20-497, Agreement No. 20-498

63. Approve amendments to Department Conflict of Interest Codes, on file with the Clerk of the Board, to become effective immediately

**APPROVED AS RECOMMENDED**

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

64. Approve the Memorandum of Understanding for Representation Unit 37, Sheriff's Correctional Sergeants, represented by the Fresno Sheriff's Correctional Sergeants Association, effective January 25, 2021, through January 23, 2022

**APPROVED AS RECOMMENDED**

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

**Internal Services**

65. Accept San Joaquin Valley Air Pollution Control District, Public Benefit Grants Program -- New Alternative Fuel Vehicle Purchase funding; Approve and authorize the Chairman to execute five Agreements with the San Joaquin Valley Air Pollution Control District (G-83703-A1; G-83704-A1; G-83705-A1; G-83706-A1; and G-83708-A1) to fund five 2020 ZeroNox eTuatara electric utility carts at \$19,992 each, a combined total of \$99,958; and Authorize the Director of the Internal Services Department/Chief Information Officer, or designee, to execute associated grant related documents to implement and administer the San Joaquin Valley Air Pollution Control District, Public Benefit Grants Program -- New Alternative Fuel Vehicle Purchase

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-499, Agreement No. 20-500, Agreement No. 20-501, Agreement No. 20-502, Agreement No. 20-503

66. Approve Amendment to the Salary Resolution deleting the Senior Maintenance Janitor classification and adding two Supervising Janitor allocations to the Internal Services Department - Facility Services Division Org 8935, effective December 28, 2020, as reflected on Appendix C

**APPROVED AS RECOMMENDED**

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

Salary Resolution No. 20-033

67. Approve and authorize the Chairman to execute an Agreement with Siemens Industry, Inc., for services to the electronic security system at the Juvenile Justice Campus, 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 \$1,500,000; and adopt Budget Resolution increasing the FY 2020-21 appropriations and estimated revenues for the Internal Services Department - Facility Services Division Org 8935 in the amount of \$300,000 (4/5 vote)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-504, Resolution No. 20-383

- 67.1** Approve request by CMG Construction Management, Inc. to extend close of escrow date in the Sale/Purchase Agreement No. 19-486, related to the UMC Campus located at the corner of South Cedar Avenue and East Kings Canyon Road; and if Approved, delegate authority to the County Administrative Officer, or his designee, to execute a Seventh Amendment to the Sale/Purchase Agreement No. 19-486, in a form acceptable to County Counsel, for the limited purposes of extending the close of escrow date to March 31, 2021, as directed by the Board of Supervisors

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

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

**Abstain:** 1 - Quintero

### **Probation**

- 68.** Approve and authorize the Chairman to execute a Lease Agreement with Robert Berry Holdings, LLC., for office space at 2212 N. Winery, Suite 122, Fresno, CA 93727, effective January 1, 2021, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$782,689; approve and authorize the Chairman to execute a Lease Agreement with Robert Berry Holdings, LLC., for office space at 2212 N. Winery, Suite 101, Fresno, CA 93727, effective January 1, 2021, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$792,858

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-505, Agreement No. 20-506

### **Public Health**

- 69.** Approve and authorize the Chairman to execute a retroactive Intergovernmental Transfer Certification with the California Department of Health Care Services for voluntary contribution of County non-Federal funds to cover the non-Federal share of Medicaid eligible expenditures through the Medi-Cal County Inmate Program for State Fiscal Year 2019-20, effective July 1, 2019 through June 30, 2021 (\$279,000)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-507

70. Ratify Agreement with Exceptional Parents Unlimited, Inc. for the COVID-19 Equity Project, previously executed by the County Administrative Officer acting as the Emergency Services Director, effective September 30, 2020 through December 30, 2020, with option to extend two additional consecutive six-month periods (\$1,737,043)

**APPROVED AS RECOMMENDED**

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

71. Approve and authorize Chairman to execute an Agreement with CCS Facility Services to provide janitorial services at the Brix/Mercer Complex, which is occupied by the Department of Public Health, effective January 1, 2021 through December 31, 2023 (\$555,400)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-508

72. Approve and authorize the Chairman to execute a retroactive revenue Agreement with KWPH Enterprises, dba. American Ambulance, for dispatching services in Kings County through the Fresno County Emergency Medical Services Communications Center, effective November 1, 2020 through June 30, 2023 (\$251,798)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-509

### **Public Works and Planning**

73. Adopt Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program prepared for Reedley Main Canal Bridge Replacement Project on Englehart Avenue, (Initial Study Application No. 7321, SCH No. 2018051028), Federal Project Number BRLO-5942(239)

**APPROVED AS RECOMMENDED**

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

74. Find that urgent water supply issues impacting County Service Area 30 - El Porvenir and County Service Area 32 - Cantua Creek justify application of a judicially recognized exception to competitive bidding, allowing performance by the contractor, under Contract No. 18-07-C Fresno County Westside Groundwater Project, of additional work pursuant to a contract change order; and authorize the Chairman to execute a Contract Change Order for Contract No. 18-07-C - Fresno County Westside Groundwater Project, increasing the contract amount by \$2,453,278, thereby exceeding the authorized limit of \$77,086 previously delegated to the Director of the Department of Public Works and Planning, or designee, to a total of \$3,745,014 (4/5 vote); and receive the Internal Memo from the State Water Resources Control Board (the SWRCB), dated August 13, 2020, included as Attachment A, regarding its intention to prepare an amendment to the SWRCB's existing Funding Agreement with the County to increase the authorized funding amount by \$2,909,407 and scope of the Fresno County Westside Groundwater Project to include two back-up groundwater supply wells and replacement of private water service laterals and water meters for each residence to be served by the Fresno County Westside Groundwater Project; and adopt a Resolution amending authorization to submit a Financial Assistance Application to the SWRCB, for improvements to the drinking water facilities serving County Service Areas 30 and 32 - El Porvenir and Cantua Creek and authorizing the Director of the Department of Public Works and Planning (Director) to execute, subject to the review and approval of County Counsel as to legal form and the Auditor-Controller/Treasurer-Tax Collector as to accounting form any amendments that the Director deems necessary for the consummation and continuing administration of the Fresno County Westside Groundwater Project to increase the maximum authority to obtain financial assistance by \$2,000,000 to a total of \$12,000,000; and adopt Budget Resolution increasing FY 2020-21 appropriations and estimated revenues for County Service Area 32 - Cantua Creek Org 9172 in the amount of \$2,909,407 to fund the increased scope of the Fresno County Westside Groundwater Project (4/5 vote); and approve a form of Right of Entry and Property Owner Operation and Maintenance Agreement (Replacement Water Service Pipe) included as Attachment B and subject to the review and approval of County Counsel as to legal form, authorize the Director to make revisions to such form, as he deems to be in the best interest of the County, and to approve and execute such agreement with each property owner on whose property the new replacement private water service laterals are installed

**APPROVED AS RECOMMENDED**

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

Resolution No. 20-384, Resolution No. 20-385

75. Approve and authorize Chairman to execute an Agreement with Fresno County Fire Protection District for Fire Equipment - Communicable Disease Safety, Coronavirus Aid, Relief, and Economic Security Act Community Development Block Grant Project No. 19732-CV, effective upon execution through January 31, 2022 (\$117,472)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-510

76. Approve and authorize Chairman to execute an Agreement with City of Selma for the Selma Senior Meals Coronavirus Aid, Relief, and Economic Security Act Community Development Block Grant Project No. 19652-CV, effective upon execution through January 31, 2022 (\$126,772)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-511

77. Approve and authorize Chairman to execute an Agreement with City of Fowler for the Fowler Senior Meals, Coronavirus Aid, Relief, and Economic Security Act Community Development Block Grant Project No. 19232-CV, effective upon execution through January 31, 2022 (\$29,055)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-512

78. Approve and authorize Chairman to execute an Agreement with City of Kingsburg for the Kingsburg Senior Meals Coronavirus Aid, Relief, and Economic Security Act Community Development Block Grant Project No. 19392-CV, effective upon execution through January 31, 2022 (\$52,604)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-513

79. Approve and authorize Chairman of the Board of Supervisors to execute an Agreement with Area West Environmental for environmental consultant services for the North Fork Bridge over San Joaquin River Project, effective upon execution, which includes a six-year base contract and two optional one-year extensions, total not to exceed \$673,684

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-514

80. Approve and authorize Chairman to execute an Agreement with City of Kerman for the Kerman Food Bank Coronavirus Aid, Relief, and Economic Security Act Community Development Block Grant Project No. 19371-CV, effective upon execution through January 31, 2022 (\$77,559)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-515

81. Adopt Resolution authorizing the Director of the Department of Public Works and Planning or their designee to sign and file a financial assistance application to the California State Water Resources Control Board for a Drinking Water State Revolving Fund Grant or Non-Repayment Financing for the construction of capital improvements necessary to the drinking water facilities serving County Service Area No. 49 - O'Neill Farming Community and designating the Director of the Department of Public Works and Planning to provide required assurances, certifications, and commitments, to execute a financing agreement, including amendments and changes, for a principal amount not to exceed \$5,000,000, subject to the review and approval of County Counsel and the Auditor-Controller/Treasurer-Tax Collector, and to carry out County Service Area No. 49's responsibilities under the financing agreement (\$5,000,000)

**APPROVED AS RECOMMENDED**

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

Resolution No. 20-386

82. Approve and authorize Chairman to execute an Agreement with City of Mendota for the Mendota Internet Connectivity Coronavirus Aid, Relief, and Economic Security Act Community Development Block Grant Project No. 19471-CV, effective upon execution through January 31, 2022 (\$61,179)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-516

83. Approve and authorize Chairman to execute Public Highway At-Grade Crossing Agreement No. 3176-19 with Union Pacific Railroad Company and authorize Director of Public Works and Planning to execute any amendments the Director deems necessary subject to the review and approval of County Counsel and the Auditor-Controller/Treasurer-Tax Collector for the construction of the American Avenue - State Route 99 to Temperance Avenue Road Improvement Project effective upon execution with no specified termination date (\$1,703,527)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-517

84. Adopt plans and specifications for Contract No. 20-10-C County Service Areas 30 & 32 Water System Improvements; and award Contract No. 20-10-C County Service Areas 30 & 32 Water System Improvements, SWRCB Project Number 1000359-005C, DWR Project Number 4600011626 to lowest bidder, Teichert Construction, 400 Sunrise Avenue, Suite 300, Roseville, CA 95661, in the amount of \$2,866,888.00, subject to and conditioned upon the approval of the State Water Resources Control Board; and authorize Director of the Department of Public Works and Planning, following State Water Resources Control Board's approval of Conditional Award, as confirmed by notification to the County of its issuance of the Amended Financial Agreement, to: a. provide notice to Chairman and Teichert Construction that County's receipt of such approval by State Water Resources Control Board satisfies condition of the Conditional Award, and b. take any further actions and execute any and all notices, certificates and other documents as the Director may deem necessary or advisable in order to consummate the award of Contract No. 20-10-C County Service Areas 30 & 32 Water System Improvements, to Teichert Construction; and authorize Chairman to: a. execute Contract 20-10-C County Service Areas 30 & 32 Water System Improvements, on behalf of the County, conditioned upon and following receipt of such notice from the Director, and following receipt from Teichert Construction of the executed contract, and the related documents as required by the project specifications, and b. take any further actions and execute any such other documents as the Chairman may deem necessary or advisable in order to consummate the award of Contract No. 20-10-C County Service Areas 30 & 32 Water System Improvements to Teichert Construction

**APPROVED AS RECOMMENDED**

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

85. Adopt a Resolution of Intention initiating a hearing under Chapter 3, Part 3, Division 9 of the Streets and Highways Code (collectively, the "Vacation Laws"), setting 10:00 a.m. on January 12, 2021, in the Board of Supervisors' chambers, as the time, date, and place for the Board to conduct a hearing for the proposed vacation of the West Herndon Avenue public road right-of-way, that portion of West Herndon Avenue between North Jerrold Avenue and North Douglas Avenue approximately 13.38 acres (Vacation Application No. V17-06), directing the Clerk of the Board to cause the posting, publishing, and mailing of notice(s), as required by the Vacation Laws, and directing the Department of Public Works and Planning to post notices on site as required by the Vacation Laws

**APPROVED AS RECOMMENDED**

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

Resolution No. 20-387

86. Approve and authorize Chairman to execute a retroactive reimbursement Agreement with Five Points Pipeline, LLC, for preparation of an ordinance granting a franchise for placement of biogas transmission lines in the County's right of way, effective July 1, 2020, until the total costs have been paid in full to the County, unless terminated by either party subject to provisions in the agreement (\$15,000)

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-518

87. Adopt Resolution authorizing the Department of Public Works and Planning to submit a grant application to California Department of Housing and Community Development for grant funds available under the Local Early Action Planning Grant Program, as part of Local Government Planning Support Grants Program, pursuant to Health and Safety Code Sections 50515 through 50515.05, for preparation and adoption of planning documents and process improvements that accelerate housing production and facilitate compliance, in implementing the sixth cycle of the regional housing need assessment (\$500,000); and approve and authorize Director of the Department of Public Works and Planning or his designee to execute, upon review and approval by County Counsel as to legal form and Auditor-Controller Treasurer Tax Collector as to accounting form, a State of California Standard Agreement and all related documents, to secure Local Early Action Planning Grant

**APPROVED AS RECOMMENDED**

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

Resolution No. 20-388

88. Adopt Budget Resolution increasing FY 2020-21 appropriations and estimated revenues for County Service Area 1 - Tamarack Estates Org 9141 in amount of \$69,819 for operational costs (4/5 vote); and adopt Budget Resolution increasing FY 2020-21 appropriations for County Service Area 35AG - Wildflower Village Org 9206 in amount of \$320,000 using available fund balance for the purchase of funding an overlay (4/5 vote)

**APPROVED AS RECOMMENDED**

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

Resolution No. 20-389, Resolution No. 20-390

89. Approve a three-year extension of the Millerton New Town Infrastructure Plan for the Millerton New Town Plan Area (Infrastructure Plan), including its associated Millerton New Town Area Implementation Procedures (Implementation Procedures), so that the Infrastructure Plan including its associated Implementation Procedures shall continue in full force and effect through December 31, 2023

**APPROVED AS RECOMMENDED**

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

**Social Services**

90. Approve and authorize the Chairman to execute an Agreement with Interstate Corporation, for janitorial services at the Selma and Coalinga Regional Centers, effective January 1, 2021, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$598,074

**APPROVED AS RECOMMENDED**

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

Agreement No. 20-519

91. Approve and authorize the Chairman to execute a retroactive First Amendment to Agreement No. 19-256 with Poverello House for Triage Emergency Shelter Services, effective November 1, 2020, extending the term by ten months from May 31, 2021 to March 31, 2022 and increasing the maximum by \$523,111 to a total of \$905,658; and, a retroactive First Amendment to Agreement No. 19-258 with Mental Health Systems, Inc. for Bridge Emergency Housing Services, effective November 1, 2020, extending the term by eleven months from November 30, 2021 to October 31, 2022 and increasing the maximum by \$646,392 to a total of \$2,243,267

**APPROVED AS RECOMMENDED**

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

Agreement No. 19-256-1, Agreement No. 19-258-1

92. Adopt Budget Resolution increasing the FY 2020-21 appropriations and estimated revenues for the Project Homekey Fund 0065, Subclass 17242, Org 1137 in the amount of \$510,701 (4/5 vote); and; Adopt Budget Resolution increasing the FY 2020-21 appropriations and estimated revenues for Department of Social Services Org 5610 in the amount of \$15,329,402 (4/5 vote)

**APPROVED AS RECOMMENDED**

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

Resolution No. 20-391, Resolution No. 20-392