



County of Fresno

Action Summary - Draft

Board of Supervisors

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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

Tuesday, December 12, 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

PASTOR CHRIS POPADICH, 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 WITH THE EXCEPTION OF ITEM 5 WHICH WAS DELETED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

2. Approve Consent Agenda - Item Numbers 14 - 45

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR MENDES, THAT THE CONSENT AGENDA BE APPROVED WITH THE EXCEPTION OF ITEMS 25, 41 AND 45 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. ITEM 38 WAS CONTINUED TO JANUARY 9, 2018. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Chairman Pacheco and Supervisor Mendes

3. Adopt Resolution recognizing professional boxer Jose Carlos Ramirez 's contributions to Fresno County and the San Joaquin Valley through his "Fight for Water" boxing events

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

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

Resolution No. 17-560

Public Works and Planning

4. Consider and approved proposed modifications to Fresno County Solar Facility Guidelines regarding commercial solar projects and processing within unincorporated areas of Fresno County

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR BERGEAS, TO APPROVE PROPOSED REVISIONS TO THE FRESNO COUNTY SOLAR FACILITY GUIDELINES, WITH MODIFICATION TO GUIDELINE NO. 6 AS FOLLOWS: PROVIDE A RECLAMATION PLAN DETAILING THE LEASE LIFE, TIMELINE FOR REMOVAL OF THE IMPROVEMENTS AND SPECIFIC MEASURES TO RETURN THE SITE TO THE AGRICULTURAL CAPABILITY PRIOR TO INSTALLATION OF SOLAR IMPROVEMENTS. IF THE PROJECT IS APPROVED, ADEQUATE FINANCIAL SECURITY TO THE SATISFACTION OF THE COUNTY SHALL BE PROVIDED TO ENSURE SITE RECLAMATION. BOARD FURTHER DIRECTED SOLAR SUBCOMMITTEE TO REVIEW AND EVALUATE IMPACTS ASSOCIATED WITH THE POTENTIAL LOSS OF PROPERTY TAX REVENUES WHEN COMMERCIAL SOLAR FACILITIES ARE DEVELOPED ON PRODUCTIVE AGRICULTURAL LANDS, AND REPORT BACK TO THE BOARD THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

5. Conduct first hearing of proposed ordinance to amend Sections 11.24.010 through 11.24.100 of Chapter 11.24 of Fresno County Ordinance Code to reflect changes for speed limits as listed on Ordinance Summary Attachment, waive reading of Ordinance in its entirety, and set second hearing for February 6, 2018; and designate County Counsel to prepare a fair and adequate summary of proposed ordinance, and direct Clerk to the Board to post and publish required summary in accordance with Government Code Section 25124(b)(1)

DELETED

6. Approve in concept a Master Agreement with the City of Fresno for repairs and/or improvements, and certain types of maintenance, of public roads as to which the City and County share jurisdictional responsibility

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

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

Board of Supervisors' Committee Reports and Comments

7. 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 BERGEAS ANNOUNCED HIS CHAIRMANSHIP OF THE SAN JOAQUIN RIVER CONSERVANCY ENDS DECEMBER 13, 2017, WHEN THE CONSERVANCY WILL BE VOTING ON APPROVAL OF PUBLIC ACCESS POINTS ON THE FRESNO SIDE FOR THE RIVER WEST PROJECT. SUPERVISOR QUINTERO THANKED COUNTY EMPLOYEES FOR PARTICIPATING IN THE COAT DRIVE WHICH CONTINUES THROUGH DECEMBER 19, 2017. HE EXPRESSED APPRECIATION TO JORDAN SCOTT, COUNTY PUBLIC INFORMATION OFFICER, FOR NOTIFYING COUNTY DEPARTMENTS AND LABOR GROUPS REGARDING THE COAT DRIVE. SUPERVISOR QUINTERO THANKED JEAN ROUSSEAU, THE COUNTY ADMINISTRATIVE OFFICE, AND THE PUBLIC WORKS AND PLANNING DEPARTMENT FOR WORKING WITH THE CITY OF FRESNO BY PROVIDING FUNDING FOR CLEAN-UP OF ALLEYS AND STREETS. HE ALSO EXPRESSED APPRECIATION TO FRESNO CITY'S MAYOR LEE BRAND AND TOMMY ESQUEDA'S EFFORTS FOR THIS PROJECT AS WELL. SUPERVISOR MENDES COMMENTED THAT THE COUNTY NEEDS TO CONTINUE TO WORK CLOSELY WITH THE CITY OF FRESNO ON CLEAN-UP TYPE PROJECTS AND COMMENDS THE COUNTY AND CITY'S PUBLIC WORK DEPARTMENTS FOR WORKING TOGETHER TO GET THE JOBS DONE. HE ALSO REPORTED THAT THE SAN JOAQUIN VALLEY AIR POLLUTION CONTROL BOARD SELECTED AN EXECUTIVE DIRECTOR TO REPLACE SEYED SADREDIN IN JULY 2018. SUPERVISOR MENDES ANNOUNCED THAT THE SUBCOMMITTEE RECOMMENDED HIM TO BE CHAIRMAN OF THE SAN JOAQUIN VALLEY AIR POLLUTION CONTROL BOARD, HE WILL SERVE AS CHAIRMAN IN 2018 IF THE FULL BOARD APPROVES THE RECOMMENDATION. SUPERVISOR MAGSIG ANNOUNCED THAT THE FRESNO COUNTY EMPLOYEE RETIREMENT ASSOCIATION (FCERA) SHOULD BE OPENED TO THE PUBLIC SOON. FCERA IS CURRENTLY WAITING TO GET AN OCCUPANCY PERMIT FOR THE SECOND BUILDING, THEN WILL HOST AN OPEN HOUSE FOR ALL COUNTY EMPLOYEES. HE REPORTED THAT 2017 WAS A GOOD YEAR FOR THE RETIREMENT FUND AS THE FUNDED STATUS IS GETTING REALLY CLOSE TO 80%, WITH ANYTHING OVER 80% IS CONSIDERED VERY GOOD. HE ALSO SHARED THAT SUPERVISOR MENDES HAS AN OP-ED ARTICLE IN THE FRESNO BEE. SUPERVISOR MAGSIG PARTICIPATED IN THE 92ND TREK TO THE TREE ON SUNDAY, DECEMBER 10, 2017, WHICH IS PUT ON BY THE CITY OF SANGER AND THE SANGER CHAMBER OF COMMERCE. THE TREK IS TO THE GENERAL GRANT TREE LOCATED IN GRANT GROVE OF THE KINGS CANYON NATIONAL PARK, WHICH IS THE NATION'S CHRISTMAS TREE AND A NATIONAL MONUMENT TO ALL VETERANS WHO SERVED IN ANY COMBAT SITUATION. THE BOARD BY CONSENSUS, PROCLAIMED DECEMBER 12, 2017, AS BERNICE SEIDEL DAY AND PRESENTED BERNICE SEIDEL, CLERK TO THE BOARD WITH A PROCLAMATION

Board Appointments

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

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, THAT THE NOMINATION FOR APPOINTMENT BE APPROVED AS FOLLOWS:

CENTRAL VALLEY PEST CONTROL DISTRICT
APPOINTED JAY W. GILLETTE TO PREVIOUS POSITION HELD BY DEAN GILLETTE (TERM TO EXPIRE 12/17/18)

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Public Presentations

9. 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

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

PRIOR TO RECESSING INTO CLOSED SESSION, COUNTY COUNSEL DAN CEDERBORG ANNOUNCED THAT THERE WAS ONE CASE TO DISCUSS RATHER THAN TWO CASES AS NOTED ON THE AGENDA. HELD; NO REPORTABLE ACTION

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

PRIOR TO RECESSING INTO CLOSED SESSION, COUNTY COUNSEL DAN CEDERBORG ANNOUNCED THAT THERE WAS ONE CASE TO DISCUSS RATHER THAN TWO CASES AS NOTED ON THE AGENDA. HELD; NO REPORTABLE ACTION

12. 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; RECEIVED PUBLIC TESTIMONY BEFORE RETIRING TO CLOSED SESSION. NO REPORTABLE ACTION

13. Conference with Real Property Negotiators - Government Code 54956.8 Properties: 200 W. Pontiac Way, Clovis, CA 93612 and 3500 Pelco Way, Clovis, CA 93612; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Pontiac 3 & 5, LLC, and Pontiac 2, LLC, Under Negotiations: Instructions to County's negotiator may concern purchase or lease of properties, price, terms and conditions

NOT HELD

- 13.1 Conference with legal counsel – Existing Litigation Government Code section 54956.9(d)(1) - County of Fresno v. David Flagler Fresno County Superior Court Case No. 16 CECG02256

HELD; NO REPORTABLE ACTION

Adjourn

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY MEMBER 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 BERGEAS, SECONDED BY SUPERVISOR MENDES, THAT THE CONSENT AGENDA BE APPROVED WITH THE EXCEPTION OF ITEMS 25, 41 AND 45 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. ITEM 38 WAS CONTINUED TO JANUARY 9, 2018. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors

14. Approve minutes of meeting for December 5, 2017

APPROVED AS RECOMMENDED

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

Auditor Controller-Treasurer/Tax Collector

15. Receive, review, and file the attached County of Fresno Public Facilities Impact Fees Annual Report of Revenues and Expenditures for the fiscal year ending June 30, 2017

APPROVED AS RECOMMENDED

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

16. Approve one (1) resolution granting claim for excess proceeds from the County's 2014 sale of tax-defaulted property, and ordering distribution after the 90-day waiting period; and approve four (4) resolutions denying claims for excess proceeds from the County's 2014 sale of tax-defaulted property

APPROVED AS RECOMMENDED

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

Resolution No. 17-546, Resolution No. 17-547, Resolution No. 17-548, Resolution No. 17-549, Resolution No. 17-550

Sheriff/Coroner

17. Retroactively authorize the Sheriff-Coroner's previous submittal of a grant application to the National Institute of Justice, Department of Justice for the 2017 Forensic DNA Capacity Enhancement and Backlog Reduction Program Grant; approve and authorize the Chairman to execute and accept the grant award agreement from the National Institute of Justice, Department of Justice, for the 2017 Forensic Casework DNA Backlog Reduction Grant for the period of January 1, 2018 through December 31, 2019 (\$212,747); adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenue for Sheriff-Coroner's Org 3111 in the amount of \$56,522 (4/5 vote); authorize the Sheriff-Coroner, or her authorized representative, to sign claims for reimbursement and activity reports for the above grant award; and approve Salary Resolution Amendment for Sheriff-Coroner Org 3111 as reflected in Appendix "C", effective January 1, 2018

APPROVED AS RECOMMENDED

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

Agreement No. 17-631, Resolution No. 17-551, Salary Resolution No. 17-055

18. Approve and authorize Chairman to execute an Agreement with A-1 Auto Electric for automotive maintenance and repair services effective January 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 \$625,000

APPROVED AS RECOMMENDED

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

Agreement No. 17-632

19. Approve and authorize the Chairman to execute retroactive Amendment II to Agreement 15-374 with Fig Garden Police Protection District extending the term by one year from July 1, 2017 to June 30, 2018 and increasing the contract maximum by \$437,120 to a total of \$1,179,188

APPROVED AS RECOMMENDED

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

Agreement No. 15-374-2

20. Approve and authorize the Clerk to the Board to execute Budget Transfer No. 10 (\$29,100) transferring appropriations within the Sheriff-Coroner Org 3111, from Account 7205 (Maintenance-Equipment) to Account 8300 (Equipment) for the purchase of one high cube storage container and one forklift

APPROVED AS RECOMMENDED

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

Administrative Office

21. 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. 17-552

22. Adopt Budget Resolution increasing the FY 2017-18 appropriations for Interest and Miscellaneous Expenditures Org 2540 in the amount of \$19,622 and decreasing Committed Fund Balance in the General Fund for Post Budget Mitigation in the amount of \$19,622 (4/5 vote); Adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues for the Board of Supervisors District 3 Org 01100103 in the amount of \$18,365 (4/5 vote); and, Adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues for the Board of Supervisors District 5 Org 01100105 in the amount of \$1,257 (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 17-553, Resolution No. 17-554, Resolution No. 17-555

23. Approve Garfield Water District, Tri-Valley Water District, and Widren Water District request to move from odd to even-numbered year elections and set the date for the Districts' elections to occur on the same day as the Statewide General Election

APPROVED AS RECOMMENDED

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

Human Resources

24. Adopt resolution which approves extending provisions of the California Military & Veterans Code, section 395.03 to eligible permanent County employees, effective December 18, 2017 through December 16, 2018

APPROVED AS RECOMMENDED

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

Resolution No. 17-556

- 25.** Approve amendment to the Salary Resolution adjusting the flat salary of the County Administrative Officer classification by 5%, as reflected on Appendix "B", effective January 1, 2018

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

Salary Resolution No. 17-057

- 26.** Approve the Amendments to the Fresno County Salary Resolution, Sections 100 and 1100 as reflected on Appendix "D", effective December 18, 2017

APPROVED AS RECOMMENDED

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

Salary Resolution No. 17-056

- 27.** Approve the amendment to Fresno County Personnel Rule 4: Selection Process, as shown on Appendix "A", on file with the Clerk to the Board, effective December 18, 2017

APPROVED AS RECOMMENDED

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

Salary Resolution No. 17-058

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

APPROVED AS RECOMMENDED

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

Internal Services

- 29.** Approve and authorize the Chairman to execute First Amendment to Agreement No. 16-494 with Accruent, LLC. to increase the maximum Agreement cost by \$562,100, effective upon execution, for a total potential five year cost, not to exceed \$1,120,000

APPROVED AS RECOMMENDED

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

Agreement No. 16-494-1

- 29.1** Approve and authorize the Chairman to execute a Parking Permit Agreement with the City of Fresno for up to 600 parking stalls for County employee parking for a period of 5 years with two, five year options to extend, effective January 1, 2018

APPROVED AS RECOMMENDED

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

Agreement No. 17-635

Library

- 30.** Approve the revised Bylaws for the Historical Landmarks and Records Advisory Commission

APPROVED AS RECOMMENDED

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

Public Health

- 31.** Approve and authorize the Chairman to execute Amendment I to Agreement No. 15-429 with Fresno Humane Animal Services, to add staff, purchase an additional vehicle, and implement new services in the unincorporated areas of the County, effective upon execution with no change in term to June 30, 2020 and increasing the maximum by \$720,575 to a total of \$6,942,623

APPROVED AS RECOMMENDED

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

Agreement No. 15-429-1

- 32.** Approve and authorize the Chairman to execute a retroactive First Amendment to Agreement No. 13-570 with Diamond Drugs, Inc., dba Diamond Pharmacy Services, to extend the term of the existing agreement for pharmaceutical prescriptions and consultations by one year from September 18, 2017 to September 17, 2018 and decreasing the maximum by \$6,798,940 to a total of \$2,269,310

APPROVED AS RECOMMENDED

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

Agreement No. 13-570-1

33. Approve and authorize the Chairman to execute a retroactive revenue Agreement with the California Department of Public Health for Immunization Local Assistance Grant, effective July 1, 2017 through June 30, 2022 (\$2,396,685); and, approve and authorize the Director of Public Health, or designee, to execute changes in budget line items that do not exceed the annual maximum

APPROVED AS RECOMMENDED

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

Agreement No. 17-638

Public Works and Planning

34. Authorize Chairman to sign Resolution for submission of application for renewal of 25-year Public Agency Lease Agreement with California State Lands Commission for 12.5 acres within Laton/Kingston Park (\$3,025)

APPROVED AS RECOMMENDED

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

Resolution No. 17-557

35. Approve Fresno County Disc Golf's proposal to construct 18-Hole Disc Golf Course at Kearney Park utilizing private funds and direct staff to negotiate agreement with Fresno County Disc Golf for installation and on-going maintenance of the course

APPROVED AS RECOMMENDED

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

36. Make a determination that lease of approximately 20 acres of County farmland at Kearney Park to African American Farmers of California, is in the public interest and that such land is surplus land and is not now, and will not, during the period of proposed lease, be needed for County purposes; and approve and authorize Chairman to execute Lease with African American Farmers of California, with no rent payable, to operate a training and demonstration farm on approximately 20 acres of County owned farmland located at Kearney Park for a period of three years beginning July 31, 2018, with option to automatically renew lease for two additional one-year periods

APPROVED AS RECOMMENDED

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

Agreement No. 17-639

37. Approve and authorize the Chairman to execute an Agreement with Two Fayre Ladies for use of Kearney Park for one two-day event each year for a three year term commencing May 19, 2018 through May 30, 2020 with an option to extend the Agreement for an additional two one-year periods

APPROVED AS RECOMMENDED

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

Agreement No. 17-640

38. Conduct second hearing and adopt Ordinance amending Fresno County Ordinance Code, Title 8 - Health and Safety, regulating management, collection and/or disposal of solid waste; and waive reading of Ordinance in its entirety

CONTINUED TO JANUARY 9, 2018

39. Review and accept Annual Report of Transportation Mitigation Fee Activity for FY 2016-17, and make the following Findings: (A) the purpose of the Fee is to mitigate impacts caused by new development in the County in order to implement Goals and Policies of the County General Plan; (B) there is a reasonable relationship between the Fee and the purpose for which it is charged as specified in each Resolution or Agreement establishing a particular fund account; (C) County shall utilize these Public Facilities Fees in conjunction with other sources and amounts of funding from Federal, State, and local grant programs, local road funds, and private developer funds to complete the financing of necessary improvements; and (D) date on which funds will be utilized or deposited into appropriate fund or account is expected to be as noted in summary of accounts outlined in the Agenda Item

APPROVED AS RECOMMENDED

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

40. Adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for Parks and Grounds Org 7910 Budget in amount of \$1,303,051 (4/5 vote); and adopt Budget Transfer No. 11 reallocating appropriations from FY 2016-17 Interest and Miscellaneous Org 2540 to Parks and Grounds Org 7910 for FY 2017-18 in amount of \$239,188

APPROVED AS RECOMMENDED

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

Resolution No. 17-558

41. Approve and authorize second amendment to Agreement No. 09-126 with Carollo Engineers, Inc., for professional engineering services for improvements to Wastewater Treatment Facility serving Zone D of County Service Area 44; award Contract No. 17-16-C, CSA 44D Wastewater Treatment Facility Improvements, to low bidder, Integrated Water Services, Inc., P.O. Box 774565, Steamboat Springs, CO 80477 (IWS), in total amount of \$3,976,219, subject to and conditioned upon approval of the State Water Resources Control Board (SWRCB); authorize Director of Public Works and Planning (Director), following SWRCB's approval of Conditional Award, as confirmed by notification to the County of its issuance of Amended Financial Agreement, to: (a) provide notice to Chairman and IWS that County's receipt of such approval by SWRCB satisfies the condition of Conditional Award, and (b) to take any further actions and execute any such other documents as Director may deem necessary or advisable in order to consummate award of Contract No. 17-16-C, CSA 44-D Wastewater Treatment Facility Improvements, to IWS; authorize Chairman, (a) conditioned upon and following receipt of such notice from Director, and following receipt from IWS of the executed Contract No. 17-16-C, and the related documents as required by project specifications, to execute such construction contract on behalf of the County, and (b) to take any further actions and execute any such other documents as Director may deem necessary or advisable in order to consummate award of Contract No. 17-16-C, CSA 44-D Wastewater Treatment Facility Improvements, to IWS; and authorize Director of Public Works and Planning or his designee to execute Contract Change Orders up to \$210,000, which is approximately 5.3% of total contract construction cost for Contract 17-16-C

A MOTION WAS MADE BY SUPERVISOR MAGSIG, 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

Agreement No. 09-126-2

42. Approve and authorize Clerk to the Board to Execute Budget Transfer No. 8 transferring FY 2017-18 appropriations within General Fund, Interest and Miscellaneous Expenditures Org 2540 to General Fund, Tree Mortality Org 55125200, in amount of \$500,000; and adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for Department of Public Works and Planning - Grants, Tree Mortality 2016 Org 55125200 in amount of \$1,650,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 17-559

- 43.** Authorize Chairman to execute proposed First Amendment to Memorandum of Understanding, Agreement 16-112, with San Joaquin River Exchange Contractors Water Authority with respect to Implementation of Sustainable Groundwater Management Act for a portion of Delta-Mendota Groundwater Basin located within Fresno County

APPROVED AS RECOMMENDED

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

Agreement No. 16-112-1

- 44.** Approve and authorize Chairman to execute Agreement with TRC Engineers, Inc., 575 E. Locust, Fresno, to provide design engineering services for Arroyo Pasajero Bridge Replacement Project on S. El Dorado Avenue, Federal Project No. BRLO-5942(271) in amount of \$624,076

APPROVED AS RECOMMENDED

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

Agreement No. 17-643

Social Services

- 45.** Approve and authorize the Chairman to execute a lease with PONTIAC 3 & 5 LLC, a California limited liability company, for 23,580 square feet of office space and 65,227 square feet of warehouse space, located at 200 W Pontiac Way, Clovis, CA 93612, for use by County's DSS, effective the date the County takes occupancy, not to exceed ten consecutive years, total not to exceed (\$18,140,670); Approve and authorize the Chairman to execute a lease with PONTIAC 3 & 5 LLC, a California limited liability company, for 37,282 square feet of office space and 65,252 square feet of warehouse space, located at 200 W. Pontiac Way, Clovis, CA 93612, for use by County's DSS, effective the date the County takes occupancy, not to exceed ten consecutive years, total not to exceed (\$22,226,533); Approve and authorize the Chairman to execute a lease with PONTIAC 2 LLC, a California limited liability company, for 21,966 square feet of office space and 87,117 square feet of warehouse space, located at 3500 Pelco Way, Clovis, CA 93612, for use by County's DSS, effective the date the County takes occupancy, not to exceed ten consecutive years, total not to exceed (\$21,390,576)

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: 4 - Borgeas, Mendes, Pacheco, and Quintero

Recuse: 1 - Magsig

Agreement No. 17-644, Agreement No. 17-645, Agreement No. 17-646