



County of Fresno

Action Summary - Draft

Board of Supervisors

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

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

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

Tuesday, October 8, 2024

9:30 AM

Hall of Records

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

Invocation and Pledge of Allegiance

JACOB ZAILIAN, LEAD PASTOR AT SET FREE SANGER, GAVE THE INVOCATION AND LED THE BOARD OF SUPERVISORS IN THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

PRIOR TO BOARD ACTION, SUPERVISORS BRANDAU AND QUINTERO NOTED THAT THEY WILL RECUSE THEMSELVES FROM ITEM 9. A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THIS AGENDA BE APPROVED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

2. Approve Consent Agenda - Item Numbers 21-45

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THIS CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 34 AND 36, WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE, AND ITEM 40, WHICH WAS DELETED AND WILL RETURN TO THE BOARD ON OCTOBER 22, 2024. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Chairman Magsig

3. Proclaim October 8th as Pink Day and October 2024 as Breast Cancer Awareness Month in Fresno County

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

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

Resolution No. 24-343

4. Proclaim October 2024 as Domestic Violence Awareness Month in Fresno County

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

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

Resolution No. 24-344

Supervisor Brandau and Supervisor Pacheco

5. Adopt Resolution to Repeal Resolution 21-247 and implement Public Works and Planning policy "Traffic Calming Measures - Speed Humps", as a two-year pilot program

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

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

Resolution No. 24-345

Board of Supervisors

6. Appoint a Member and Alternate Member of the Board of Supervisors to the California State Association of Counties (CSAC) Board of Directors for a one-year term (2024 to 2025); and Appoint a Member and one or two Alternate Members of the Board of Supervisors to the Urban Counties of California (UCC) Coalition Board of Directors for a two-year term (2025 through 2026); and direct the Clerk of the Board to provide notification to CSAC and UCC, respectively

A MOTION WAS MADE BY SUPERVISOR QUINTERO, SECONDED BY SUPERVISOR BRANDAU, THAT THE NOMINATION FOR APPOINTMENTS BE APPROVED AS FOLLOWS: VICE CHAIRMAN MENDES AS MEMBER AND CHAIRMAN MAGSIG AS ALTERNATE MEMBER TO THE CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC) BOARD OF DIRECTORS FOR A ONE-YEAR TERM (2024 TO 2025) AND VICE CHAIRMAN MENDES AS MEMBER AND CHAIRMAN MAGSIG AND COUNTY ADMINISTRATIVE OFFICER (CAO) NERLAND, OR HIS DESIGNEE, AS ALTERNATE MEMBERS TO THE URBAN COUNTIES OF CALIFORNIA (UCC) COALITION BOARD OF DIRECTORS FOR A TWO-YEAR TERM (2025 THROUGH 2026); AND DIRECT THE CLERK OF THE BOARD TO PROVIDE NOTIFICATION TO CSAC AND UCC. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Administrative Office

- 7. Adopt Resolution which establishes the “County of Fresno Policy for Resolution of Temporary Encampments on Public and Private Property”

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

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

Resolution No. 24-346

- 8. Consider and take action on request for Determination of Public Convenience or Necessity in regard to application for Alcoholic Beverage License Type 20 (off-sale beer and wine) filed by Daljit Singh, to be used at 4706 E. Shields Avenue, Fresno, CA 93726

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

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

Public Works and Planning

9. Receive verbal presentation and Attachment A to this item from Department of Public Works and Planning (“Department”) concerning County of Fresno Clovis Regional and Reedley Libraries that will, based on County’s design-build procurement method, using a “best value” basis (“Design-Build Method”), recommend to the Board of Supervisors (“Board”) (A) Harris Construction Co., Inc., SOLPAC Construction, Inc. dba Soltek Pacific Construction Company, and Zumwalt Construction, Inc., as the shortlisted Design-Build Entity proposers (collectively, “Shortlisted Proposers”), (B) the ranking of the Shortlisted Proposers, and (C) one of the Shortlisted Proposers as the highest-ranked Design-Build Entity (“Highest Ranked Design-Build Entity”) to construct both such libraries as a single project, but at different locations, under Design-Build Agreement for Project Number 24-DB-02 County of Fresno Clovis Regional and Reedley Libraires (“Design-Build Agreement Number 24-DB-02”) (current, recommended aggregate budget of \$37,000,000, based on \$24,000,000 for the Clovis Regional Library, and \$13,000,000 for the Reedley Library); and rank Shortlisted Proposers, and identify one of the Shortlisted Proposers as the Highest Ranked Design-Build Entity, based on the Design-Build Method; and authorize Director of Public Works and Planning (“Director”) to negotiate for the Design-Build Agreement Number 24-DB-02 with the Highest-Ranked Design-Build Entity, using the draft form of the Design-Build Agreement Number 24-DB-02 on file with the Department’s Design Division, provided to the shortlisted Design-Build Entity proposers as part of the Design-Build Method, including any or all of the following that the Director determines to be in the best interest of the County under the Design-Build Method: (A) any revisions to such draft form of agreement; (B) any revisions to the Highest-Ranked Design-Build Entity’s proposal; and (C) any changes to the estimated aggregate budget; and authorize Director to return to the Board on December 17, 2024 either with (a) the proposed, final Design-Build Agreement Number 24-DB-02 with the Board’s Highest-Ranked Design-Build Entity, for the Board’s requested award of such agreement to such entity, and public announcement of such award and the basis of such award at such time, or (b) a recommendation for the Board to authorize the Director to negotiate for the Design-Build Agreement Number 24-DB-02 with the Board’s next, highest ranked Design-Build Entity among the Shortlisted Proposers, using the same procedures in recommended action number 3, but based on the Board’s deadline to be specified

RECEIVED PRESENTATION. A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR PACHECO, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE BOARD ALSO PROVIDED DIRECTION THAT NEITHER LIBRARY PROJECT BE DELAYED TO ACCELERATE THE OTHER, AND THAT HIGHWAY CITY BECOMES THE NEXT LOCATION FOR A NEW LIBRARY. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 3 - Magsig, Mendes, and Pacheco

Recuse: 2 - Brandau, and Quintero

10. Receive presentation by the Department of Public Works and Planning on the 2024 Regional Active Transportation Plan; and Approve and authorize Chairman to execute Resolution adopting the 2024 Fresno Council of Governments Fresno County Regional Active Transportation Plan (the “2024 Regional ATP”), which includes “Chapter 16 - Unincorporated Fresno County Communities,” in order for the County of Fresno to remain eligible to submit project applications to the California Transportation Commission for funding through the State’s Active Transportation Program

RECEIVED PRESENTATION BY THE DEPARTMENT OF PUBLIC WORKS AND PLANNING ON THE 2024 REGIONAL ACTIVE TRANSPORTATION PLAN. A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Resolution No. 24-347

Board of Supervisors' Committee Reports and Comments

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

SUPERVISORS QUINTERO AND BRANDAU REPORTED ATTENDING THE UNVEILING OF THE AMBASSADOR PHILIP V. SANCHEZ MEMORIAL BRIDGE SIGN FOR THE ALLUVIAL AVENUE CROSSING AT HWY 41, HELD THIS PAST WEEKEND AT PINEDALE ELEMENTARY SCHOOL: SUPERVISOR QUINTERO THANKED ASSEMBLYMAN JIM PATTERSON FOR CARRYING THE STATE LEGISLATION FOR DESIGNATION FORWARD AND SIGMA CHI FRATERNITY FOR SPONSORING THE EVENT; AND SUPERVISOR BRANDAU HIGHLIGHTED AMBASSADOR SANCHEZ AS THE YOUNGEST COUNTY ADMINISTRATIVE OFFICER (CAO) EVER APPOINTED IN CALIFORNIA, AND A NEW SCHOOL IN CLOVIS UNIFIED SCHOOL DISTRICT IS NAMED AFTER HIM. SUPERVISOR BRANDAU ALSO COMPLIMENTED CHAIRMAN MAGSIG ON THE WELL-RECEIVED STATE OF THE COUNTY ADDRESS; ANNOUNCED THE NEW BOARD-APPROVED NEIGHBORHOOD WATCH SIGNS WERE UNVEILED IN DISTRICT 2 WITH THE HELP OF CAO NERLAND, SHERIFF JOHN ZANONI, COUNTY COMMUNICATIONS DIRECTOR SONJA DOSTI, AND MARY WIENHOLZ-HASKIN OF THE NEIGHBORHOOD WATCH PROGRAM; AND REPORTED THAT ANGIE HYATT, THE NEW PRESIDENT OF THE FIG GARDEN HOME OWNERS ASSOCIATION, IS APPRECIATIVE OF THE SUPPORT CHRISTMAS TREE LANE IS RECEIVING FROM THE COUNTY. VICE CHAIRMAN MENDES ANNOUNCED HE WILL ATTEND THE CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC) EXECUTIVE COMMITTEE RETREAT THIS WEEK; AND COMPLIMENTED CHAIRMAN MAGSIG ON HOW THE STATE OF THE COUNTY ADDRESS SHOWED THE COUNTY IS GOING IN THE RIGHT DIRECTION. CHAIRMAN MAGSIG THANKED THE BOARD FOR THEIR SUPPORT OF THE STATE OF THE COUNTY ADDRESS; STATED IT WAS AN HONOR TO BRAG ABOUT THE GREAT THINGS HAPPENING IN THE COUNTY; AND SUGGESTED THE COUNTY CONTINUE PUBLICIZING HOW IT CHANGES LIVES. SUPERVISOR QUINTERO AGREED THE STATE OF THE COUNTY ADDRESS WAS WELL DONE; AND ANNOUNCED THE PASSING OF DON BLOSSER, A COMMUNITY-MINDED PERSON WHO ALWAYS WANTED TO MAKE FRESNO A BETTER PLACE. CHAIRMAN MAGSIG REPORTED ATTENDING THE SAN JOAQUIN VALLEY REGIONAL ASSOCIATION OF COUNTIES CONFERENCE: THE HOSTS, THE CITY OF BAKERSFIELD AND COUNTY OF KERN, WERE FANTASTIC AT PROVIDING INFORMATIVE SEMINARS AND LEGISLATIVE UPDATES; THE ASSOCIATION WAS UNANIMOUS ON ACTION ITEMS TO WORK TOGETHER AS A REGION TO APPLY FOR FEDERAL FUNDING; AND HE HOPES AGENDA ITEMS FOR NEW FEDERAL FUNDING WILL COME BEFORE THIS BOARD SOON. CHAIRMAN MAGSIG ALSO ANNOUNCED THE BIG FRESNO FAIR IS TAKING PLACE UNTIL OCTOBER 14; COMMENTED ON THE FAIR’S OPENING CEREMONY, INCLUDING THE LARGE TURNOUT AND SUPERVISOR QUINTERO BEING THE MC; AND HIGHLIGHTED THE FAIR’S 140 YEARS AND IMPORTANCE OF REMEMBERING OUR LOCAL HISTORY

Board Appointments

12. Receive Boards, Commissions and Committees Vacancy Report; and Appoint Applicants as necessary

RECEIVED VACANCY REPORT. A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THE NOMINATION FOR APPOINTMENT BE APPROVED AS FOLLOWS:

ASSESSMENT APPEALS BOARD

APPOINT RUBEN CORONADO TO THE POSITION HELD BY SCOTT RURIK (TERM TO EXPIRE 09/06/2027)

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Public Presentations

13. Public Presentations - This portion of the meeting is 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

14. Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Hollis Magill; Employee Organization: All Bargaining Units and Management and Unrepresented Employees - Hours, Wages and Terms and Conditions of Employment
HELD; NO REPORTABLE ACTION
15. Conference with legal counsel - Existing Litigation pursuant to Government Code Section 54956.9(d)(1): Steven Bailey: ADJ14464000; ADJ15040540; ADJ16485197
HELD; NO REPORTABLE ACTION
16. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) (2 Cases)
HELD; NO REPORTABLE ACTION
17. Conference with legal counsel - Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (2 Cases)
HELD; NO REPORTABLE ACTION
18. Public Employee Performance Evaluation - County Administrative Officer (Government Code section 54957(b))
HELD; NO REPORTABLE ACTION

19. Public Employee Performance Evaluation - County Counsel (Government Code section 54957(b))

HELD; NO REPORTABLE ACTION

20. Public Employee Performance Evaluation - Clerk of the Board (Government Code section 54957(b))

HELD; NO REPORTABLE ACTION

Adjourn

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

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

APPROVED:

NATHAN MAGSIG, 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 VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THIS CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 34 AND 36, WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE, AND ITEM 40, WHICH WAS DELETED AND WILL RETURN TO THE BOARD ON OCTOBER 22, 2024. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors

- 21. Approve minutes for September 24, 2024

APPROVED AS RECOMMENDED

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

Chairman Magsig

- 22. Approve community outreach expenditure of \$800 to sponsor the Fresno Sheriff’s Memorial Foundation, Sheriff’s Memorial Auction and Dinner, per Administrative Policy No. 75

APPROVED AS RECOMMENDED

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

Supervisor Brandau and Supervisor Pacheco

- 23. Adopt Budget Resolution increasing FY 2024-25 appropriations in the amount of \$15,000 and increasing FY 2024-25 estimated revenues in the amount of \$7,500 for Sheriff-Coroner-Public Administrator Org 31113219 to provide traffic control and additional law enforcement coverage for the Christmas Tree Lane “walk nights” (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 24-328

County Clerk/Registrar of Voters

- 24. Accept Fresno County Clerk/Registrar of Voters Certificate of Facts regarding declarations of candidacy for positions to be elected at the November 5, 2024 Consolidated Statewide General Election; and Appoint, in lieu of holding an election, special district candidates listed in Attachment A who filed declarations of candidacy and are all unopposed

APPROVED AS RECOMMENDED

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

District Attorney

25. Retroactively approve and authorize the District Attorney's previous submittal of a grant application to the California Office of Traffic Safety for continuation of the Alcohol and Drug Impaired Driver Vertical Prosecution Program for FY 2024-25 (\$813,432); and Approve and authorize the Chairman to execute a retroactive Grant Agreement (Grant Number DI25024), with an electronic signature, for the Alcohol and Drug Impaired Driver Vertical Prosecution Program with the California Office of Traffic Safety (OTS) for the period October 1, 2024 through September 30, 2025 (\$665,900)

APPROVED AS RECOMMENDED

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

Agreement No. 24-530

Sheriff/Coroner/Public Administrator

26. Adopt Budget Resolution increasing FY 2024-25 appropriations and estimated revenues in the amount of \$6,500 in the Sheriff-Coroner-Public Administrator Org 3111 for the purchase of electric bicycle (4/5 vote); and adopt Budget Resolution increasing FY 2024-25 appropriations in the amount of \$6,500 in the Local Innovation Subaccount Funds Org 3438 to fund the purchase of electric bicycles out of the Sheriff-Coroner-Public Administrator Org 3111 (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 24-329, Resolution No. 24-330

Administrative Office

27. Approve and authorize the Chairman to execute Second Amendment to Subrecipient Agreement No. 22-371 with Biola Community Services District (Subrecipient) for provision of American Rescue Plan Act - State and Local Fiscal Recovery Funds (ARPA-SLFRF), which will revise the expenditure plan and the modification clause, with no increase to the maximum compensation (\$955,000); and Authorize the County Administrative Officer or designee to approve and execute written changes to the items in the project budget, which, when added together during the term of the Agreement, do not exceed ten percent (10%) of the total maximum reimbursement payable to Subrecipient, and which do not result in any change to the maximum compensation amount payable to Subrecipient

APPROVED AS RECOMMENDED

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

Agreement No. 24-531

28. Review the findings and recommendations of the 2023-24 Fresno County Civil Grand Jury Final Report No. 4, "Eat at Your Own Risk: The Quiet Reality of Health Inspections in Fresno County" and adopt the recommended responses; and Order the Board's responses to the 2023-24 Fresno County Civil Grand Jury Final Report No. 4 be filed with the Presiding Judge of the Superior Court

APPROVED AS RECOMMENDED

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

29. Adopt resolution authorizing the County Auditor-Controller/Treasurer-Tax Collector to make one or more loans of funds to the Coalinga-Huron Recreation and Parks District under Government Code section 23010 for Fiscal Year 2024-25 in the aggregate maximum amount of \$200,000

APPROVED AS RECOMMENDED

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

Resolution No. 24-331

30. Approve and authorize the Chairman to execute a retroactive Amendment No. 1 to Audit Services Agreement, amending Agreement No. 24-292 with CliftonLarsonAllen, LLP, effective September 23, 2024, with no change to the term, revising the scope of the Agreement, authorizing the Auditor-Controller/Treasurer-Tax Collector or the County Administrative Officer to sign audit engagement letters, authorizing the County Administrative Officer to request additional services if required, and increasing the maximum compensation by \$342,226 to a total not to exceed \$1,259,315

APPROVED AS RECOMMENDED

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

Agreement No. 24-532

Behavioral Health

31. Approve and authorize the Chairman to execute a retroactive Amendment I to Agreement with Turning Point of Central California, to continue the Diversion Pilot Program funding (approved via County Agreement No. 24-307) extending the ability to invoice for Diversion services for an additional year through June 30, 2025, with no change to the term of July 1, 2023 through June 30, 2027 and increasing the compensation of the Full Service Partnership and Assertive Community Treatment Diversion Non Medi-Cal Services and Supports program portion of the agreement by \$195,379 for Fiscal Year 2024-2025 to a total of \$27,292,403

APPROVED AS RECOMMENDED

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

Agreement No. 24-533

- 32. Approve and authorize the Chairman to execute Amendment I to Agreement No. 24-305 with Turning Point of Central California for Permanent Supportive Housing Services, effective October 8, 2024, with no change to the term of July 1, 2024, through June 30, 2029, and no change to maximum compensation (\$375,000)

APPROVED AS RECOMMENDED

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

Agreement No. 24-534

Human Resources

- 33. Adopt Resolutions Rejecting Claims for Damages

APPROVED AS RECOMMENDED

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

Resolution No. 24-332, Resolution No. 24-333, Resolution No. 24-334, Resolution No. 24-335, Resolution No. 24-336, Resolution No. 24-337, Resolution No. 24-338, Resolution No. 24-339, Resolution No. 24-340

- 34. Approve the biweekly premiums for active employees and dependents for Plan Year 2025, effective December 9, 2024 (Exhibit A); and approve the monthly premiums for retirees and dependents for Plan Year 2025, effective January 1, 2025 (Exhibit B)

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

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

- 35. Approve the Salary Resolution Amendments associated with the adoption of the FY 2024-25 Budget as reflected on Appendix "A", effective October 14, 2024

APPROVED AS RECOMMENDED

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

Salary Resolution No. 24-025

36. Approve the County's Health Premium Contribution for Plan Year 2025 for Unrepresented and Management (including Senior Management, Department Head and Elected Officials) classifications, effective December 9, 2024; and approve the Addenda to the Memorandum of Understanding (MOU) regarding County Health Premium Contribution for Plan Year 2025, effective December 9, 2024, for the following Representation Units: Representation Unit 2 - Sheriff's and Probation Personnel, Representation Unit 3 - Mental Health Professionals & Social Workers, Representation Unit 4 - Eligibility Workers, Representation Unit 7 - California Nurses Association, Representation Unit 10 - District Attorney Investigators Association, Representation Unit 11 - Deputy Probation Officers Association, Representation Unit 12 - Clerical, Paramedical, Building & Service Employees, Representation Unit 13 - Crafts and Trades, Representation Unit 19 - Professional Employees, Representation Unit 22 - Professional, Para-Professional & Technical, Representation Unit 25 - Association of Engineering Technicians, Representation Unit 30 - Deputy District Attorneys, Representation Unit 31 - Public Defenders, Representation Unit 36 - Supervisory Employees, Representation Unit 39 - Operating Engineers, Representation Unit 43 - Computer Employees; and approve the Addenda to the Memorandum of Understanding (MOU) regarding County Health Premium Contribution for Plan Year 2025, effective December 9, 2024, for the following Representation Units: Representation Unit 1 - Law Enforcement Personnel, Representation Unit 14 - Supervisory Peace Officers, Representation Unit 35 - Sheriff's and Correctional Lts, Representation Unit 37 - Correctional Sergeants, Representation Unit 38 - Sheriff's Captains

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

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

Internal Services

37. Approve and authorize the Director of Internal Services/Chief Information Officer, or their designee, to give 45 days' written notice to Fujitsu North America to terminate Agreement No. A-21-363 effective November 22, 2024, pursuant to the Without Cause provision of the Agreement; and Approve and authorize the Director of Internal Services/Chief Information Officer, or their designee, subject to approval by County Counsel as to legal form, to execute any documents or certifications necessary to affect the termination of Agreement No. 21-363

APPROVED AS RECOMMENDED

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

38. Approve proposed Amendment to the County of Fresno's American Rescue Plan Act-State and Local Fiscal Recovery Funds (ARPA-SLFRF) expenditure plan, which will revise the approved scope of work for Internal Services Department's Program No. 3 for Communication Improvements for Public Services Facilities to purchase and install a radio tower and associated equipment only for the Reedley Public Works and Planning, Road Maintenance and Operation Yard facility, instead of both Reedley and Tranquillity facilities, due to higher than anticipated construction costs, with no change in the total funding commitment of \$1,500,000

APPROVED AS RECOMMENDED

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

- 38.1 Adopt Resolution acknowledging the emergency nature of the fire incident at the vacant County of Fresno Nielson Property building, and ratify all Agreements, contracts, and other documents that the Chief Operating Officer/Interim Director of Internal Services/Chief Information Officer has approved and entered into for services and supplies for the remediation, site containment, structure demolition, and debris removal in response to this incident; Under Administrative Policy No. 34 for competitive bids or requests for proposals (AP 34), determine that an exception to the competitive bidding requirements under AP 34 is satisfied and a suspension of competition is warranted due to unusual or extraordinary circumstances, and that the best interests of the County would be served by entering into an Agreement with Belfor USA Group, Inc. for all agreements, contracts, and other documents for services, equipment, and supplies necessary for the remediation, site containment, structure demolition, and debris removal required due to the fire at the County of Fresno Nielson Property; and Authorize the Chief Operating Officer/ Interim Director of Internal Services/ Chief Information Officer to negotiate and execute agreements and other documents necessary for the response and services required for the vacant County of Fresno Nielson Property building and surrounding property, upon terms that the Interim Director deems necessary and, in the County's best interest, subject to approval as to legal from County Counsel, and as to accounting by the Auditor-Controller/Treasurer-Tax Collector

APPROVED AS RECOMMENDED

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

Resolution No. 24-341

Library

39. Approve and authorize the Chairman to execute a grant agreement from the California State Library for a Library Services and Technology Act Play for All Grant for The Betty Rodriguez Regional Library Play & Grow Center Project, effective upon execution of the agreement through September 30, 2025 (\$51,524); authorize the County Librarian, or their designee, to sign the required Certification and Authorized Representative signature form, expenditure forms, activity reports, and any other necessary documents for the recommended grant agreement; and adopt Budget Resolution increasing FY 2024-25 appropriations and estimated revenues in the Library Grants Org 7517 in the amount of \$51,524 (4/5 vote)

APPROVED AS RECOMMENDED

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

Agreement No. 24-539, Resolution No. 24-342

Probation

40. Retroactively approve and authorize the Chief Probation Officer's previous submittal of a grant application to the State of California Office of Traffic Safety (OTS) for the Probation Department's 2025 Intensive Supervision of High-Risk Felony and Repeat DUI Offenders (Repeat DUI) Program (\$343,000); and approve and authorize the Chairman to execute a retroactive grant agreement with OTS (Grant Number AL25022), with an electronic signature, to provide Intensive Probation Supervision for Repeat DUI Offenders for the period of October 1, 2024 through September 30, 2025 (\$343,000)

DELETED; WILL RETURN TO THE BOARD OCTOBER 22, 2024

Public Works and Planning

41. Approve and authorize Chairman to execute Agreement with Malaga County Water District for Wastewater Treatment Plant Screw Pump Replacement Project, Community Development Block Grant Project No. 24151, which consists of replacement of a wastewater screw pump in order to maintain current operations at wastewater treatment plant, effective upon execution through May 12, 2026, total Community Development Block Grant funding amount not to exceed \$300,000; and approve and authorize Director of Public Works and Planning to evaluate and approve timeline extensions and scope modifications for completion of Project, as requested by Malaga County Water District, in compliance with Federal Community Development Block Grant Regulations, and so long as modifications do not change fundamental nature of Project

APPROVED AS RECOMMENDED

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

Agreement No. 24-535

42. Adopt specifications for Contract 24-06-M Road Preservation Treatments (Contract); and reject request by American Pavement Systems, Inc. (American), 1012 11th Street Suite 1000, Modesto, CA 95354, lowest bidder, who requested relief from its bid outside of statutory time frame (Public Contract Code section 5103) for such request, and authorize Director of the Department of Public Works and Planning (the "Director") to inform American of such rejection; and authorize Director to either accept payment in amount of \$6,563.75 from American which is equal to the difference between bid of American in total amount of \$4,564,129.75 and bid of second lowest bidder Talley Oil, Inc. (Talley Oil), 12483 Road 29, Madera, CA 93638-8401, in total amount of \$4,570,693.50 or prosecute forfeiture of a portion of American's bid bond, \$6,563.75, issued by surety Travelers Casualty and Surety Company of America, \$456,412.98, for American's failure to enter into Contract to recover difference between bid of American in total amount \$6,563.75 and bid of Talley Oil, in total amount of \$4,570,693.50; and award Contract to second lowest bidder, Talley Oil, in amount of \$4,486,318.50 for base bid and Additives 1 through 5

APPROVED AS RECOMMENDED

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

Social Services

43. Approve and authorize the Chairman to execute a retroactive revenue Agreement with the Children & Families Commission of Fresno County to contribute to and support the infrastructure and expansion of Neighborhood Resource Centers in Fresno County, effective July 1, 2024 through June 30, 2026, total not to exceed \$400,000

APPROVED AS RECOMMENDED

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

Agreement No. 24-536

44. Approve and authorize the Chairman to execute a retroactive Infrastructure Funding Agreement between the Fresno Regional Workforce Development Board and the County of Fresno Department of Social Services for the provision of workforce development services, effective July 1, 2024 through June 30, 2025, total not to exceed \$16,170

APPROVED AS RECOMMENDED

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

Agreement No. 24-537

- 45.** Approve and authorize the Chairman to execute an Agreement with North Star Family Center for the provision of supervised family time 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 \$4,964,351

APPROVED AS RECOMMENDED

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

Agreement No. 24-538