



County of Fresno

Action Summary - Final

Board of Supervisors

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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, April 9, 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

PASTOR DARRYL DU'CHENE, FAITH WORSHIP CHRISTIAN CENTER, GAVE THE INVOCATION AND LED THE BOARD OF SUPERVISORS IN THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

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 23-62

PRIOR TO BOARD APPROVAL OF THE CONSENT AGENDA, THE CLERK ANNOUNCED A CORRECTION TO ITEM 61: EXHIBIT A, SECTION 1B OF THE AGREEMENT INCORRECTLY REFERENCED CHAPTER 11.9; THE EXHIBIT SHOULD HAVE REFERENCED CHAPTER 11.8. A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR QUINTERO, THAT THIS CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE CORRECTION TO ITEM 61 AND WITH THE EXCEPTION OF ITEMS 28, 29, 30, AND 31 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE AND ITEM 47 WHICH WAS DELETED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors

3. Presentation of Retirement Plaque to Yolanda K Dinwiddie - Department of Social Services - 16 Years of Service

PRESENTED RETIREMENT PLAQUE TO YOLANDA K DINWIDDIE

- 4. Presentation of Retirement Plaque to Gerardo Razo - Department of Social Services - 31 Years of Service

PRESENTED RETIREMENT PLAQUE TO GERARDO RAZO

Chairman Magsig

- 5. Adopt Resolution Recognizing the Retirement of Dr. Jim Andrews

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. 24-137

Vice Chairman Mendes

- 6. Present Certificates of Recognition to the Caruthers High School girls basketball team for winning the Division III State Basketball Championship

PRESENTED CERTIFICATES OF RECOGNITION TO THE CARUTHERS HIGH SCHOOL GIRLS BASKETBALL TEAM FOR WINNING THE DIVISION III STATE BASKETBALL CHAMPIONSHIP

Supervisor Brandau

- 7. Proclaim April as "Fair Housing Month"

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. 24-138

Supervisor Pacheco

- 8. Proclaim April 11th - 17th, 2024, "Black Maternal Health Week" in the County of Fresno

A MOTION WAS MADE BY SUPERVISOR PACHECO, 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. 24-139

Supervisor Quintero**9. Proclaim April as Sexual Assault Awareness Month**

A MOTION WAS MADE BY SUPERVISOR QUINTERO, 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. 24-140

County Clerk/Registrar of Voters

10. Receive the Certified Statement of Vote for the March 5, 2024, Consolidated Presidential Primary Election; Declare elected or nominated the candidates with majority vote totals and the results of each measure voted on in each consolidated election under the jurisdiction of the Board of Supervisors; and Approve and authorize the Chairman, Clerk of the Board of Supervisors, and County Clerk/Registrar of Voters to sign the Certifications Pursuant to Government Code Section 23713 for Measure A, County of Fresno Charter Amendment - Section 15, ratified by the electors of the County at the March 5, 2024, Consolidated Presidential Primary Election; and direct the County Clerk/Registrar of Voters to file one copy of the Certification with the Office of the Fresno County Assessor-Recorder for recording and the second copy with the California Secretary of State

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, 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

Behavioral Health**11. Receive the Fresno County Behavioral Health Board Annual Report for 2023**

A MOTION WAS MADE BY SUPERVISOR QUINTERO, SECONDED BY SUPERVISOR BRANDAU, TO RECEIVE THE FRESNO COUNTY BEHAVIORAL HEALTH BOARD ANNUAL REPORT FOR 2023. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Public Works and Planning

12. Conduct first hearing to amend the Master Schedule of Fees, Charges and Recovered Costs Ordinance by Amending Sections 1000 - Computer Services (EMIS), subsection 1001; Section 1500 - Parks and Recreation, subsection 1509; Section 2200 - Public Works, subsections 2203, 2207, 2208, and 2209; and Section 2500 - Development Services; waive reading of the ordinance in its entirety and set the second hearing for April 23, 2024; and designate County Counsel to prepare a fair and adequate summary of proposed Ordinance; and direct Clerk of the Board to post and publish required summary in accordance with Government Code, Section 25124(b)(1)

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, 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

13. Conduct first hearing to amend Fresno County Ordinance Code, Chapter 11.16 Angle Parking Loading Zones, Section 11.16.010 Angle Parking-Restrictions, to reflect various changes to Ordinance Code as a result of a recent traffic study; waive first reading of Ordinance in its entirety; and set second hearing for May 7, 2024; Designate County Counsel to prepare a fair and adequate summary of proposed Ordinance; and Direct the Clerk of the Board to post and publish required summary in accordance with Government Code, Section 25124(b)(1)

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

Administrative Office

14. Authorize the Board of Supervisors to execute letters to Federal Delegates in appreciation of their support and work to secure funding for Fiscal Year 2024 Community Project Requests

A MOTION WAS MADE BY SUPERVISOR PACHECO, 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

15. Receive presentation by the County Administrative Office regarding the Yosemite Area Regional Transportation System (YARTS) Highway 41 route, including possible membership options for the County, and direct staff to take action as deemed necessary

RECEIVED PRESENTATION BY THE COUNTY ADMINISTRATIVE OFFICE REGARDING THE YOSEMITE AREA REGIONAL TRANSPORTATION SYSTEM (YARTS) HIGHWAY 41 ROUTE, INCLUDING POSSIBLE MEMBERSHIP OPTIONS FOR THE COUNTY. NO DIRECTION WAS PROVIDED BY THE BOARD TO COUNTY STAFF

Board of Supervisors' Committee Reports and Comments

16. 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)

SUPERVISOR QUINTERO ANNOUNCED CAMBODIAN NEW YEAR EVENTS WILL BE HELD THROUGHOUT THE COUNTY THIS WEEKEND, INCLUDING A LARGE EVENT AT NORTH AND CHESTNUT AVENUES. SUPERVISOR BRANDAU REPORTED ATTENDING A SPECIAL COMMUNITY MEETING LAST WEEK AT SIERRA SPORT AND RACQUET CLUB WITH FRESNO CITY COUNCILMEMBER MIKE KARBASSI, FRESNO COUNTY SHERIFF JOHN ZANONI, FRESNO POLICE CHIEF PACO BALDERRAMA, AND ABOUT 200 COMMUNITY MEMBERS WHERE THE INCREASED BREAK-INS IN THE AREA WAS DISCUSSED AND A NEIGHBORHOOD WATCH WAS SUGGESTED; AND THANKED SHERIFF ZANONI FOR ATTENDING AND HELPING TO REASSURE RESIDENTS THAT LAW ENFORCEMENT IS ADDRESSING THE ISSUE. CHAIRMAN MAGSIG HIGHLIGHTED THE SUCCESS OF BIG HAT DAYS IN CLOVIS THIS PAST WEEKEND; THANKED SUPERVISOR BRANDAU AND FRESNO COUNTY DISTRICT ATTORNEY LISA SMITTCAMP FOR HELPING TO GATHER SIGNATURES FOR A BALLOT MEASURE REGARDING PROPOSITION 47 (PROP 47) REFORM; ANNOUNCED THE 110TH CLOVIS RODEO WILL BE HELD THE WEEK OF APRIL 22, AND THE CLOVIS RODEO PARADE WILL BE ON APRIL 27; THANKED SUPERVISOR BRANDAU FOR BRINGING AN ITEM TO THE BOARD AT THE LAST MEETING, WHERE THE BOARD APPROVED THE PURCHASE OF REQUESTED NEIGHBORHOOD WATCH SIGNS; SUGGESTED CREATING A PROCESS TO REPLACE MORE SIGNS; AND REPORTED ATTENDING THE CALIFORNIA RESTAURANT ASSOCIATION'S BEST OF THE VALLEY RESTAURANT AWARDS LAST NIGHT WHERE SUPERVISOR QUINTERO AND SUPERVISOR BRANDAU WERE ALSO IN ATTENDANCE

Board Appointments

- 17. 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 QUINTERO, THAT THE NOMINATIONS FOR APPOINTMENTS AND REAPPOINTMENTS BE APPROVED AS FOLLOWS:

BEHAVIORAL HEALTH
REAPPOINT ELIZABETH KUS (TERM TO EXPIRE 4/1/2027)

BEHAVIORAL HEALTH
REAPPOINT MANUEL PICENO (TERM TO EXPIRE 4/1/2027)

COALINGA-HURON CEMETERY DISTRICT
APPOINT FRANCO PIMENTEL IN THE POSITION PREVIOUSLY HELD BY CHRISTINE LEWIS (TERM TO EXPIRE 1/3/2028)

COMMISSION ON THE STATUS OF WOMEN
REAPPOINT GAIL GASTON (TERM TO EXPIRE 7/1/2025)

FOSTER CARE STANDARDS AND OVERSIGHT COMMITTEE
APPOINT PATRICIA (PATTI) SCOVILL TO THE POSITION PREVIOUSLY HELD BY JAMES MARTINEZ (TERM TO EXPIRE 1/6/2025)

FRESNO WESTSIDE MOSQUITO ABATEMENT DISTRICT
REAPPOINT ERIC FONTANA (TERM TO EXPIRE 1/3/2028)

PLANNING COMMISSION
APPOINT DAVID BORCHARDT TO THE POSITION PREVIOUSLY HELD BY AUSTIN EWELL (TERM TO EXPIRE 1/6/2025)

WASHINGTON COLONY CEMETERY DISTRICT
REAPPOINT GAYLENE PILCHER (TERM TO EXPIRE 1/3/2028)

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Public Presentations

- 18. 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

19. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) (2 Cases)
HELD; NO REPORTABLE ACTION
20. Conference with legal counsel - Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (2 Cases)
HELD; NO REPORTABLE ACTION
21. Conference with Real Property Negotiators - Government Code, Section 54956.8; UMC Campus located at the corner of South Cedar Avenue and East Kings Canyon Road, Fresno, CA; County Negotiator: Paul Nerland or designee. Negotiating Parties: Sevak Khatchadourian: Instructions to County's negotiator may concern sale, lease and escrow terms and conditions including price
HELD; NO REPORTABLE ACTION
22. 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
- 22.1 Conference with legal counsel - Existing Litigation pursuant to Government Code section 54956.9(d)(1); County of Fresno v. Garry Bredefeld, et al., Fresno County Superior Court Case No. 23CECG00814
HELD; NO REPORTABLE ACTION
- 22.2 Conference with legal counsel - Existing Litigation pursuant to Government Code section 54956.9(d)(1); Central Valley Partnership, et al. v. County of Fresno, Fresno Superior Court Case No. 24CECG01201; City of Fresno v. County of Fresno, et al., Fresno Superior Court Case No. 24CECG01199
HELD; NO REPORTABLE ACTION
- 22.3 Conference with legal counsel - Existing Litigation pursuant to Government Code section 54956.9(d)(1); CMG Construction Management, Inc. v. County of Fresno, Fresno Superior Court Case No. 22CECG00271
HELD; NO REPORTABLE ACTION

Adjourn

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

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

APPROVED:

/s/ Nathan Magsig
NATHAN MAGSIG, CHAIRMAN OF THE
BOARD OF SUPERVISORS OF THE
COUNTY OF FRESNO

ATTEST:

BY: /s/ Bernice E. Seidel
BERNICE E. SEIDEL
CLERK OF THE BOARD OF SUPERVISORS
COUNTY OF FRESNO, STATE OF CALIFORNIA

APPROVED ON APRIL 23, 2024

CONSENT AGENDA

PRIOR TO BOARD APPROVAL OF THE CONSENT AGENDA, THE CLERK ANNOUNCED A CORRECTION TO ITEM 61: EXHIBIT A, SECTION 1B OF THE AGREEMENT INCORRECTLY REFERENCED CHAPTER 11.9; THE EXHIBIT SHOULD HAVE REFERENCED CHAPTER 11.8. A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR QUINTERO, THAT THIS CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE CORRECTION TO ITEM 61 AND WITH THE EXCEPTION OF ITEMS 28, 29, 30, AND 31 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE AND ITEM 47 WHICH WAS DELETED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors

23. Approve minutes for March 19, 2024

APPROVED AS RECOMMENDED

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

24. Approve amendments to Conflict of Interest Code for Dailey Elementary Charter School

APPROVED AS RECOMMENDED

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

25. Appoint the Director of the Department of Public Health, David Luchini, to the Fresno-Kings-Madera Regional Health Authority Commission, in the position previously held by former Director David Pomaville, nunc pro tunc, for a term coterminous with his position as the County's DPH Director; and Designate the Director of DPH to serve ex officio on the Commission

APPROVED AS RECOMMENDED

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

Chairman Magsig

26. Adopt Resolution to approve and consent to the "Climb to Kaiser" cycling event

APPROVED AS RECOMMENDED

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

Resolution No. 24-126

27. Approve community outreach expenditure of \$500 to sponsor the Annual K-9 Event & Awards, per Administrative Policy No. 75

APPROVED AS RECOMMENDED

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

Supervisor Quintero

28. Adjourn in Memory of Froylan S. Ramirez

A MOTION WAS MADE BY SUPERVISOR QUINTERO, 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

29. Adjourn in Memory of Jane Adams Worsley

A MOTION WAS MADE BY SUPERVISOR QUINTERO, 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

30. Adjourn in Memory of LeRoy Leslie LeBeuf

A MOTION WAS MADE BY SUPERVISOR QUINTERO, 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

31. Adjourn in Memory of Chris Sorensen

A MOTION WAS MADE BY SUPERVISOR QUINTERO, 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

District Attorney

32. Approve Amendment to the Salary Resolution adding one (1) Senior Victim-Witness Advocate allocation, with no net increase in positions, to District Attorney Org 2860, effective April 15, 2024, as reflected in Appendix F; and approve Amendment to the Salary Resolution adding two (2) Senior Paralegal allocations, with no net increase in positions, to District Attorney Org 2860, effective April 15, 2024, as reflected in Appendix F; and approve Amendment to the Salary Resolution retitling the District Attorney Manager position to a District Attorney Program Manager while moving the two (2) existing Staff Analyst positions and allocating one (1) additional Staff Analyst into partial combination with the District Attorney Program Manager group, with no net increase in positions, within District Attorney Org 2860, effective April 15, 2024

APPROVED AS RECOMMENDED

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

Salary Resolution No. 24-011

County Counsel

33. Make a finding that it is in the best interests of the County to suspend the competitive bidding process under Administrative Policy No. 34 for specialized legal services which are unique to Downey Brand, LLP; and Approve and authorize the Chairman to execute Specialized Legal Services Agreement engaging the law firm of Downey Brand, LLP to assist the County in the preparation of the Partially Recirculated Revised Draft Environmental Impact Report (State Clearinghouse No. 2007101016) prepared for the "Friant Ranch Project," located approximately five miles north of the Fresno city limits and 21 miles east of the city of Madera, within the Friant Community Plan Area and the Friant Ranch Specific Plan Area, effective upon execution through December 31, 2025, with the option to extend for two additional one-year terms, total not to exceed \$150,000, to be reimbursed by project applicant

APPROVED AS RECOMMENDED

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

Agreement No. 24-146

Administrative Office

34. Approve and authorize the Chairman to execute a First Amendment to Subrecipient Agreement No. 23-035 with Clovis Rodeo Association Foundation (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 (\$200,000); 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. 24-147

Agriculture

35. Approve and authorize the Fresno County Agricultural Commissioner/Sealer of Weights and Measures to approve, and execute on behalf of the County of Fresno, specific revenue agreements for FY 2024-25 (estimated \$3,652,900), subject to approval as to legal form by County Counsel, and approval as to accounting form by the Auditor-Controller/Treasurer-Tax Collector; and Approve and authorize the Fresno County Agricultural Commissioner/Sealer of Weights and Measures to approve, and execute on behalf of the County of Fresno, amendments to these same revenue agreements on behalf of the County of Fresno, which may increase or decrease each agreement maximum by an amount not to exceed the greater of 15% of the agreement maximum, or \$10,000, subject to approval as to legal form by County Counsel, and approval as to accounting form by the Auditor-Controller/Treasurer-Tax Collector

APPROVED AS RECOMMENDED

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

Behavioral Health

36. Accept First Amendment to Resolution No. CY 2022-06 with California Health Facilities Financing Authority for Investment in Mental Health Wellness Grant Program for Children and Youth to extend the term through April 30, 2025, with no change to total of \$1,371,806; and Approve and authorize the Chairman to execute Agreement with Kings View for Crisis Intervention Team and Medi-Cal Mobile Crisis Benefit Services, and to add grant-funded School-based Mobile Crisis Services Pilot, effective upon execution through June 30, 2025, which includes one optional one-year extension, total not to exceed \$10,503,399

APPROVED AS RECOMMENDED

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

Agreement No. 24-148

37. Approve and authorize Chairman to execute Amendment II to Participation Agreement with California Mental Health Services Authority (CalMHSA) to modify the Fiscal Provisions related to the administrative fee during the project period, effective upon execution, with no change to the term of August 9, 2022 through June 30, 2024 or compensation maximum of \$200,590

APPROVED AS RECOMMENDED

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

Agreement No. 24-149

38. Approve and authorize the Chairman to execute Amendment 1 to Agreement No. 22-452 (State Agreement #22-20101) with the California Department of Health Care Services for the Medi-Cal Managed Care Mental Health Plan for Fresno County to modify the terms and conditions of the Agreement to comply with the updated Managed Care Final Rule, effective upon execution with no change to term of July 1, 2022 through June 30, 2027 (\$0)

APPROVED AS RECOMMENDED

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

Agreement No. 24-150

39. Approve and authorize the Chairman to execute Amendment I to Master Agreement to continue specialty mental health services, effective upon execution with no change to the term of July 1, 2023 through June 30, 2025 and increasing the maximum by \$2,561,114 to a total of \$7,334,000

APPROVED AS RECOMMENDED

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

Agreement No. 24-151

40. Approve and authorize the Chairman to execute Amendment III to Master Agreement to add Z.N.D. Residential, Inc. as a contracted provider with no change to the term of July 1, 2023 to June 30, 2024, or maximum compensation of \$30,000,000

APPROVED AS RECOMMENDED

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

Agreement No. 24-152

Human Resources

41. Under Administrative Policy No. 34 for competitive bids or requests for proposals (AP 34) determine that an exception of the competitive bidding requirement under AP 34 is satisfied and a suspension of competition is warranted due to unusual or extraordinary circumstances for the solicitation of health and ancillary/voluntary benefits plan proposals for Plan Year 2025; and Authorize the Director of Human Resources to solicit competitive bids for health and ancillary/voluntary benefit plans and directly negotiate agreements with vendors to provide health and ancillary/voluntary benefits to active and retired County employees and their dependents for Plan Year 2025

APPROVED AS RECOMMENDED

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

42. Approve an amendment to Salary Resolution section 900 (Holidays) to add Juneteenth as an official County Holiday as reflected on Appendix "B", and approve addenda to the Memorandum of Understanding (MOU) for Representation Unit 1 - Law Enforcement Personnel, represented by Fresno Deputy Sheriff's Association; Representation Unit 2 - Sheriff's and Probation Personnel, represented by the Fresno County Public Safety Association; Representation Unit 10 - District Attorney Investigators, represented by Fresno County District Attorney Investigators Association; Representation Unit 11 - Deputy Probation Officers, represented by Fresno County Deputy Probation Officers Association; Representation Unit 14 - Supervisory Peace Officers, represented by Fresno Sheriff's Sergeants Association; and Representation Unit 37 - Correctional Sergeants, represented by Fresno Sheriff's Correctional Sergeants Association

APPROVED AS RECOMMENDED

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

Salary Resolution No. 24-012

43. Approve the successor Memorandum of Understanding for Representation Unit 7- Nurses, represented by the California Nurses Association, effective May 13, 2024, through May 10, 2026, and approve the related Salary Resolution Amendment as reflected on Appendix "D"

APPROVED AS RECOMMENDED

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

Salary Resolution No. 24-013

Internal Services

44. Approve and authorize the Chairman to execute First Amendment to Agreement A-22-347 with CORE Business Interiors for modular furniture systems and installation services, effective retroactive to the Agreement effective date, August 22, 2022, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, with corrections to pricing of certain chairs and ergonomic products, but no increase to the maximum compensation payable under the Agreement (\$25,000,000)

APPROVED AS RECOMMENDED

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

Agreement No. 24-153

45. Approve and authorize the Chairman to execute an Agreement with ACCO Engineered Systems, Inc., through a cooperative agreement with Omnia Partners, to provide boiler, chiller, and cooling tower maintenance and repair services for a three-year initial term with two optional one-year extensions, effective upon execution, total not to exceed \$7,725,000; and Authorize the Director of Internal Services/Chief Information Officer, or their designee, to add and/or remove County service locations and related equipment from the maintenance and repair schedule as necessary, and to adjust the frequency of services pursuant to the methodology described in the recommended Agreement and as operational needs require, with no change to the maximum compensation

APPROVED AS RECOMMENDED

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

Agreement No. 24-154

46. Make a finding that it is in the best interest of the County to suspend the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances with Teledata Services Company for low-voltage cabling services, as the County has critical ongoing internal low-voltage cabling service projects in need of completion in order to maintain effective and efficient operations; and approve and authorize the Chairman to execute a Retroactive Agreement with Teledata Services Company for internal low-voltage cabling services, effective January 29, 2024, not to exceed two consecutive years, which includes a one-year base contract and one optional one-year extension, total not to exceed \$3,450,000

APPROVED AS RECOMMENDED

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

Agreement No. 24-155

47. Approve and authorize the Chairman to execute Second Amendment to Agreement with CCS Facility Services - Fresno, Inc., adding janitorial services at two additional County locations, effective upon execution, increasing the maximum compensation by \$1,000,000 to a total of \$4,560,000, with no change to the potential five-year term of August 10, 2021, through August 9, 2026, which includes a three-year initial term with two optional one-year extensions

DELETED

Library

48. Approve Amendment to the Salary Resolution increasing the number of Senior Staff Analyst positions by one (1) while deleting one (1) Staff Analyst I, II, III position within Group 3 of Library Org 7511, effective April 15, 2024, as reflected in Appendix "E"

APPROVED AS RECOMMENDED

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

Salary Resolution No. 24-014

Probation

49. Approve and authorize the Chairman to execute the updated Victims of Crime Act (VOCA) Federal Fund Grant Subaward Assurances for the Victim/Witness Assistance (VW) Program with the California Governor's Office of Emergency Services (Cal OES) for the period of October 1, 2023 to September 30, 2024; approve and authorize the Chairman to execute the updated VOCA Federal Fund Grant Subaward Assurances for the Unserved/Underserved Victim Advocacy and Outreach (UV) Program grant with Cal OES for the period January 1, 2024 to December 31, 2024; approve and authorize the Chairman to execute the updated VOCA Federal Fund Grant Subaward Assurances for the Victim Services (XC) Program grant with Cal OES for the period of January 1, 2024 to December 31, 2024; and approve and authorize the Chairman to execute the updated STOP Violence Against Women Formula Grant Program (STOP) Federal Fund Grant Subaward Assurances for the Probation Specialized Units (PU) Program with Cal OES for the period of October 1, 2023 to September 30, 2024

APPROVED AS RECOMMENDED

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

50. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Fresno to assign five sworn Police Officers, one sworn Police Sergeant, and one Crime Analyst to the Public Safety Realignment Adult Compliance Team and Multi-Agency Gang Enforcement Consortium Team, effective July 1, 2023 through June 30, 2024 (\$1,773,531)

APPROVED AS RECOMMENDED

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

Agreement No. 24-156

Public Health

51. Approve and authorize the Chairman to execute a retroactive revenue Agreement with Air Methods for emergency air ambulance services within the boundaries of Fresno County and use of the County's communication system infrastructure, effective April 1, 2024, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$46,744

APPROVED AS RECOMMENDED

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

Agreement No. 24-157

Public Works and Planning

52. Adopt plans and specifications for Contract 23-02-C County Service Area 31 Shaver Lake Wastewater Treatment Plant (WWTP) Sludge Hauling and Disposal and award the contract to the Shaver Lake Construction, 41681 Tollhouse Road, Shaver Lake, CA 93664, in the total amount of \$930,221

APPROVED AS REVISED

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

53. Approve and authorize Chairman to execute a Third Amendment to Agreement with Professional Asbestos Removal Corporation, d.b.a. PARC Environmental for asbestos and lead paint abatement, hazardous waste pickup and disposal, removal and disposal of debris associated with homelessness encampments and emergency response services, and Abatement Services on private properties, to redesignate funds in the Abatement Services category to County Administrative Office, with no change to term of February 25, 2020 through June 30, 2025, and increasing maximum compensation by \$500,000 to a total of \$2,600,000

APPROVED AS RECOMMENDED

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

Agreement No. 24-158

54. Approve and authorize Chairman to execute an Agreement with Reedley I CIC, LP to loan HOME Investment Partnerships Program funds with deferred payments at 0% interest for development, construction, and operation of 11 units within 80-unit Willow Grove affordable multifamily rental housing project in City of Reedley effective upon execution, for 40 years following completion of construction and closure of project in Federal Integrated Disbursement & Information System (\$1,820,000); and approve and authorize Director of Department of Public Works and Planning, or Acting Director, or designee identified in writing, to approve limited extensions to construction timeline for delays out of control of Reedley I CIC, LP and amend end date of Agreement's term in County's system of record, with notice to all parties, for purpose of aligning it with Federal administrative requirements and to ensure the conditions of loan documents are satisfied; and authorize Director of Department of Public Works and Planning, or Acting Director, or designee identified in writing, such that upon review and approval by County Counsel as to legal form and Auditor-Controller/Treasurer-Tax Collector as to accounting form, Director may execute (and if applicable, record) in name of County: (A) Regulatory Agreement and Declaration of Restrictive Covenants, (B) Promissory Note, (C) Deed of Trust, and (D) subordination documents that do not alter County's lienholder positions and do not cause amount of superior loans to exceed \$42,000,000; and authorize Director of Department of Public Works and Planning, or Acting Director, or designee identified in writing, such that upon review and approval by County Counsel as to legal form and Auditor-Controller/Treasurer-Tax Collector as to accounting form, Director may execute loan and related documents necessary to Willow Grove Project, including, but not limited to, Regulatory Agreement and Declaration of Restrictive Covenants, Promissory Note, Deed of Trust, any required subordination agreements and estoppel certificates, and other necessary documents and amendments thereto as shall be necessary for the purpose of developing the Project so long as the documents (A) do not contain material changes and terms materially adverse to County's position (subject to County Counsel's determination), (B) are consistent with County's underwriting requirements, (C) not in conflict with Federal funding requirements, and (D) electronic copies of all final executed documents are added to County's system of record

APPROVED AS RECOMMENDED

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

Agreement No. 24-159

55. Adopt plans and specifications for Contract 23-23-C Adams Avenue Shoulder Improvements and Pavement Overlay, Federal Project No. CML-5942(253) and award to the lowest bidder Emmett Valley Construction in the total amount of \$3,281,688

APPROVED AS RECOMMENDED

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

56. Adopt Budget Resolution increasing appropriations and estimated revenues for Public Works and Planning Org 43600200 in amount of \$800,000 for emergency removal of tertiary treated Title 22 recycled wastewater from County Service Area No 34 (4/5 vote); and adopt Budget Resolution increasing appropriations for Public Works and Planning Org 1198 in amount of \$800,000 using available fund balance (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 24-127, Resolution No. 24-128

57. Approve request by City of Fresno to acquire right-of-way, including by perfecting public's interest in portions of the existing right-of-way, which is either prescriptive or impliedly dedicated to public, but excluding eminent domain condemnation actions, in parcels adjacent to existing County right-of-way in an identified unincorporated area of the County as needed in conjunction with the City's development of street and intersection improvements on south side of W. Dakota Avenue, at and near intersection of N. Milburn Avenue, in area generally bounded by N. Cornelia and N. Blythe Avenues

APPROVED AS RECOMMENDED

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

Sitting as the Board of Directors of Waterworks District No. 40:

58. Sitting as the Board of Directors of Waterworks District No. 40: Retroactively approve and authorize the Department of Public Works and Planning's previous submittal of a grant application to the State of California Department of Water Resources Small Community Drought Relief Program; and Approve and authorize the Chairman to execute a Resolution authorizing the Director of the Department of Public Works and Planning to execute a funding agreement in the amount of \$1,202,000, with the State of California Department of Water Resources, subject to review and approval by County Counsel and the Auditor-Controller/Treasure-Tax Collector; and Adopt Budget Resolution increasing FY 2023-24 appropriations and estimated revenues for Public Works and Planning Org 9360, in the amount of \$1,202,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 24-129, Resolution No. 24-130

Social Services

59. Under Administrative Policy No. 34 for competitive bids or requests for proposals (AP 34), determine that an exception to the competitive bidding requirement 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 Neurosequential Network as this vendor is uniquely qualified to provide specialized training in the Neurosequential Model of Therapeutics and is able to assist the Department immediately; and, approve and authorize the Chairman to execute an Agreement with Neurosequential Network for specialized training 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 \$500,000

APPROVED AS RECOMMENDED

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

Agreement No. 24-160

60. Adopt Budget Resolutions increasing the FY 2023-24: a. appropriations and estimated revenues for the California Work Opportunity and Responsibility to Kids Org 6310 in the amount of \$1,749,353 (4/5 Vote); b. appropriations and estimated revenues for the Aid to Adoptions Org 6415 in the amount of \$2,200,146 (4/5 Vote); c. appropriations and estimated revenues for the Aid to Refugees Org 6615 in the amount of \$225,032 (4/5 Vote); d. appropriations and estimated revenues for the Social Services Fund 0065, Subclass 17225, Welfare Advance Fund Org 1120 in the amount of \$3,199,771 (4/5 Vote); e. appropriations for the Local Health and Welfare Trust Fund 0135, Subclass 13046, 1991 Realignment - Social Services Org 5246 in the amount of \$110,799 (4/5 Vote); f. appropriations for the Local Revenue Fund 2011 Fund 0271, Subclass 13030, Protective Services Subaccount Org 6210 in the amount of \$863,961 (4/5 Vote); Approve and authorize the Clerk of the Board to execute Budget Transfer No. 8 transferring FY 2023-24 appropriations from the Local Health and Welfare Trust Fund 0135, Subclass 13048, 1991 - Realignment Family Support Org 5248 (\$19,873,797) from account 7910 to the Social Services Fund 0065, Subclass 17225, Welfare Advance Fund Org 1120 account 7910 in the amount of \$19,873,797 to offset State shares of costs; Approve and authorize the Clerk of the Board to execute Budget Transfer No. 9 transferring FY 2023-24 appropriations from the Local Health and Welfare Trust Fund 0135, Subclass 13047, 1991 - Realignment CalWORKs MOE Org 5247 (\$4,595,339) from account 7910 to the Social Services Fund 0065, Subclass 17225, Welfare Advance Fund Org 1120 account 7910 in the amount of \$4,595,339 to offset State shares of costs; and Approve and authorize the Clerk of the Board to execute Budget Transfer No. 10 transferring FY 2023-24 appropriations from the Special Revenue Funds Fund 0065, Subclass 17233, SB163 Project Fund Org 1128 (\$317,896) from account 7910 to the Special Revenue Funds Fund 0065, Subclass 17235, SB163 Adoptions Assistance Program Org 1130 account 7910 in the amount of \$317,896

APPROVED AS RECOMMENDED

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

Resolution No. 24-131, Resolution No. 24-132, Resolution No. 24-133, Resolution No. 24-134, Resolution No. 24-135, Resolution No. 24-136

- 61. Approve and authorize the Chairman to execute a Standard Agreement with the California Department of Housing and Community Development for funds from Round 5 of the Transitional Housing Program and Round 2 of the Housing Navigation and Maintenance Program, effective upon execution of the state, through five years from the effective date, total not to exceed \$1,230,291

APPROVED AS REVISED

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

Agreement No. 24-161

- 62. Under Administrative Policy No. 34 for competitive bids or requests for proposals (AP 34), determine that an exception to the competitive bidding requirement 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 Reading and Beyond as this is the only provider that meets the requirement to receive CalFresh Employment and Training reallocated funds; and, Approve and authorize the Chairman to execute a retroactive Agreement with Reading and Beyond for CalFresh Employment and Training Services, effective March 1, 2024, through September 30, 2024, total not to exceed \$397,082

APPROVED AS RECOMMENDED

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

Agreement No. 24-162