



Board of Supervisors

Agenda - Final-Revised

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

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

Tuesday, April 11, 2023

9:30 AM

Hall of Records

PROGRAM ACCESSIBILITY AND ACCOMMODATIONS: The Americans with Disabilities Act (ADA) Title II covers the programs, services, activities and facilities owned or operated by state and local governments like the County of Fresno ("County"). Further, the County promotes equality of opportunity and full participation by all persons, including persons with disabilities.

Towards this end, the County works to ensure that it provides meaningful access to people with disabilities to every program, service, benefit, and activity, when viewed in its entirety. Similarly, the County also works to ensure that its operated or owned facilities that are open to the public provide meaningful access to people with disabilities.

To help ensure this meaningful access, the County will reasonably modify policies/procedures and provide auxiliary aids/services to persons with disabilities. If, as an attendee or participant at the meeting, you need additional accommodations such as an American Sign Language (ASL) interpreter, an assistive listening device, large print material, electronic materials, Braille materials, or taped materials, please contact the Clerk of the Board of Supervisors staff, as soon as possible during office hours at (559) 600-3529, option 4 or at ClerkBOS@fresnocountyca.gov. Reasonable requests made at least 48 hours in advance of the meeting will help to ensure accessibility to this meeting. Later requests will be accommodated to the extent reasonably feasible.

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

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

Roll Call**Invocation and Pledge of Allegiance**

1. Approve Agenda
2. Approve Consent Agenda - Item Numbers 17-46

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

Board of Supervisors

3. Presentation of Retirement Plaque to Ted Culpepper - Department of Internal Services - 22 Years of Service

Chairman Quintero

4. Proclaim April 2023 as Child Abuse Prevention Month

Supervisor Pacheco

5. Proclaim April 11-17, 2023 "Black Maternal Health Week" in Fresno County

Supervisor Brandau and Supervisor Pacheco

6. Adopt Resolution opposing the City of Fresno's Renaming Project of East Kings Canyon Road, East Ventura Avenue, and West California Avenue to "Cesar Chavez Boulevard" and reject the City's request to effectuate the change within County jurisdiction along the Renaming Project

Sheriff/Coroner/Public Administrator

7. Retroactively approve and authorize the Sheriff-Coroner-Public Administrator's previous submittal of an online grant application to the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, for the Body-worn Camera Policy and Implementation Program to Support Law Enforcement Agencies, effective October 1, 2022 to September 30, 2025, (\$430,000); retroactively approve, authorize and ratify the Sheriff-Coroner-Public Administrator's, or his designee's, execution of retroactive Grant Award/Agreement Number 15PBJA-22-GG-03303-BWCX, which requires compliance with assurances and certifications that relate to conduct during the performance of the award/agreement on behalf of the County to the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, for the Body-worn Camera Policy and Implementation Program to Support Law Enforcement Agencies, effective October 1, 2022 to September 30, 2025, (\$430,000); approve and authorize the Sheriff-Coroner-Public Administrator, or his designee, to execute claims for reimbursement, activity reports, and extend the grant ending date to expend allocated funding; and approve Amendment to the Salary Resolution adding one Sheriff's Information Technology Analyst IV position to the Sheriff-Coroner-Public Administrator's Org 3111, effective April 17, 2023 as reflected in Appendix "C"

- 7.1 Adopt resolution to fill a Sheriff's Account Clerk position with Extra-Help retiree Violeta Nicolas, part-time, effective April 17, 2023, finding pursuant to Government Code section 7522.56 (f) (1), that a 180 day separation period for retired employees returning to employment as Extra-Help is not applicable based on your Board certification that the nature of employment and appointment is necessary to fill a critically-needed position before the 180 day separation period; and authorize a waiver of the 28 hours per week and/or 960 hours per calendar year maximum hours limitation for the Extra-Help position listed on Attachment A in the Sheriff's Office, pursuant to the provisions set forth in the Salary Resolution, section 1100 and Personnel Rules 2040 and 4240

District Attorney

- 7.2 Adopt resolution to fill a District Attorney Business Manager position with Extra-Help retiree, Stephen Rusconi, part-time, effective April 17, 2023, finding, pursuant to Government Code Section 7522.56 (f)(1), that a 180-day separation period for retired employees returning to employment as Extra-Help is not applicable based on your Board's certification that the nature of employment and appointment is necessary to fill a critically needed position before the 180-day separation period; and adopt resolution to fill a Program Technician II position with Extra-Help retiree, Elizabeth Jacobsen, part-time, effective April 17, 2023, finding, pursuant to Government Code Section 7522.56 (f)(1), that a 180-day separation period for retired employees returning to employment as Extra-Help is not applicable based on your Board's certification that the nature of employment and appointment is necessary to fill a critically needed position before the 180-day separation period

Administrative Office

- 7.3 Adopt resolution to fill an Assistant County Administrative Officer position with Extra-Help retiree Greg Reinke, part-time, effective April 12, 2023, finding, pursuant to Government Code section 7522.56 (f)(1), that a 180-day separation period for retired employees returning to employment as Extra-Help is not applicable based on your Board certification that the nature of employment and appointment is necessary to fill a critically needed position before the 180-day separation period

Internal Services

8. Adopt Resolution declaring County-owned property located in the northeast corner of E. Kings Canyon Road and S. Cedar Avenue, Fresno, CA, approximately 30 acres, commonly known as the former University Medical Center (APN 461-020-03T) surplus land; and adopt Resolution declaring County's intention to sell the surplus property at a minimum price of \$6,000,000 (4/5 vote)

Board of Supervisors' Committee Reports and Comments

9. 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)

Board Appointments

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

Public Presentations

11. 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

Closed Session

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

12. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) (2 Cases)
13. Conference with legal counsel - Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (2 Cases)
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
15. Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - Veronica Gonzalez v. County of Fresno, Fresno County Superior Court Case No. 18CECG02672
- 15.1 Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - County of Fresno v. Garry Bredefeld, et al.; Fresno County Superior Court, Case No. 23CECG00814

Sitting as the Fresno County In-Home Supportive Services Public Authority Governing Board:

16. Sitting as the In-Home Supportive Services Public Authority Governing Board: Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Oralía Gomez; Employee Organization: SEIU-Local 2015 - Hours, Wages and Terms and Conditions of Employment

Adjourn**NEXT MEETINGS:**

April 25, 2023 - 9:30 AM

May 9, 2023 - 9:30 AM

CONSENT AGENDA

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

Board of Supervisors

17. Approve minutes for March 28, 2023

Chairman Quintero

18. Adjourn in Memory of Rudy Castillo

Supervisor Pacheco

19. Adjourn in Memory of Jaime Loza

Auditor Controller-Treasurer/Tax Collector

20. Conduct second hearing to amend the County of Fresno Master Schedule of Fees, Charges and Recovered Costs Ordinance by amending Subsection 3003.4 of Section 3000 - Tax Collector; and waive the reading of the Ordinance in its entirety
21. Approve resolution granting forty-seven (47) claims for excess proceeds from the March 2021 sale of tax-defaulted properties, and ordering distribution after the 90-day waiting period, where claimants submitted information and proof sufficient to establish a right to all or any portion of the excess proceeds; and denying seven (7) claims for excess proceeds either because claimants failed to submit information and proof sufficient to establish a right to all or any portion of the excess proceeds, the claim was not timely submitted, there are not sufficient proceeds available, or the claims were satisfied by other means

County Clerk/Registrar of Voters

22. Approve Westside Elementary School District, Riverdale Memorial District, Tranquillity Public Utility District, and Orange Cove Police Protection Districts' (Districts) requests to move from odd-numbered to even-numbered year elections and set the date for the Districts' next elections to occur on the same day as the November 2024 Statewide General Election

Sheriff/Coroner/Public Administrator

23. Retroactively authorize the Sheriff-Coroner-Public Administrator's previous submittal of a grant application to the State of California Department of Health and Human Services for Providing Access and Transforming Health Supports grant to support the planning process related to the implementation of the statewide California Advancing and Innovating Medi-Cal Initiative (\$150,000), for the period of August 5, 2022 through August 5, 2027; receive award letter and authorize the Sheriff-Coroner-Public Administrator or his designee to sign any initial award documents and other required documents that are necessary to accept and collect this revenue; adopt Budget Resolution increasing FY 2022-23 appropriations and estimated revenues for the Sheriff-Coroner-Public Administrator's Org 3111 in the amount of \$100,000 (4/5 vote); and adopt Budget Resolution increasing FY 2022-23 appropriations and estimated revenues for Probation Org 3440 in the amount of \$50,000 (4/5 vote)
24. Approve and authorize Chairman to execute a retroactive Memorandum of Understanding (MOU) with the City of Fresno, which provides that the City will act as a Fiscal Agent for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2022 Local Solicitation from the U.S. Department of Justice (U.S. DOJ), Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA), (\$95,930); and approve and authorize Chairman to execute the Certifications and Assurances as Chief Executive of the Applicant Unit of Local Government; and authorize the Sheriff-Coroner-Public Administrator or his designee to sign claims for reimbursement and programmatic reports that are necessary to stay in compliance with this grant
25. Adopt Budget Resolution increasing FY 2022-23 appropriations and estimated revenues for the Sheriff-Coroner-Public Administrator's Org 31113200 in the amount of \$7,500 for the purchase of a UAS Zenmuse P1 drone camera (4/5 vote); and adopt Budget Resolution increasing FY 2022-23 appropriations and estimated revenues for the Sheriff-Coroner-Public Administration's Org 31114000 in the amount of \$500,000 for Fresno County Main Jail Upgrades (4/5 vote)

Behavioral Health

26. Make a finding that it is in the best interest of the County to waive the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances as all qualified, licensed and interested vendors may be added to the Master Agreement subject to Board approval; and approve and authorize the Chairman to execute retroactive Amendment V to Master Agreement to a) allow BHC Fremont Hospital, Inc, Bakersfield Behavioral HealthCare Hospital, LLC, Aurora Vista Del Mar, LLC to bundle psychiatrist/professional services or bill them per minute based on new guidance from the Department of Health Care Services, effective upon execution, b) allow SJBH, LLC to bundle psychiatrist/professional services or bill them per minute based on new guidance from the Department of Health Care Services, effective July 1, 2022, and c) add the following vendors to the agreement: BHC Heritage Oaks Hospital effective July 1, 2022, BHC Sierra Vista Hospital effective July 1, 2022, and Aurora Behavioral Healthcare - Santa Rosa, LLC effective November 1, 2022 with said amendments and additions effective as stated above with no change to the Master Agreement term of May 8, 2018 through June 30, 2023, or compensation maximum of \$47,000,000

27. Authorize the Chairman to execute, upon review and approval by County Counsel as to legal form and the Auditor-Controller/Treasurer-Tax Collector as to accounting form, the Standard Agreement 20-NPLH-16215, in substantially the same form as the draft included as attachment A, with the California Department of Housing and Community Development for construction of The Crossroads Village development, effective upon execution by all parties involved, not to exceed 30 years from the effective date, total not to exceed \$18,534,905; and, authorize the Chairman to execute, upon review and approval by County Counsel as to legal form and the Auditor-Controller/Treasurer-Tax Collector as to accounting form, the Accelerator Standard Agreement 22-ACC-17427, in substantially the same form as the draft included as attachment B, with the California Department of Housing and Community Development for construction of The Crossroads Village development, effective upon execution by all parties involved, total not to exceed \$38,338,375
28. Approve and authorize the Chairman to execute retroactive Amendment II to Master Agreement with Drug Medi-Cal certified providers to update state-mandated requirements and include a new rate for Turning Point of Central California, Inc. to provide recovery services, effective October 1, 2022, with no change to the term of July 1, 2022 through June 30, 2027 and no maximum compensation amount
29. Approve and authorize the Chairman to execute Amendment I to Master Agreement with providers of non-Drug Medi-Cal Outpatient Services to update state-mandated requirements, effective upon execution, with no change to the term of July 1, 2022 through June 30, 2027, or compensation maximum of \$11,362,380; Approve and authorize the Chairman to execute Amendment I to Master Agreement with providers of non-Drug Medi-Cal Residential Treatment and Withdrawal Management Services to update state-mandated requirements, effective upon execution, with no change to the term of July 1, 2022 through June 30, 2027, or compensation maximum of \$13,231,565; Approve and authorize the Chairman to execute Amendment I to Master Agreement with non-Drug Medi-Cal Residential Room and Board providers for reimbursement of room and board costs to update state-mandated requirements, effective upon execution, with no change to the term of July 1, 2022 through June 30, 2027, or compensation maximum of \$25,367,740; and, Approve and authorize the Chairman to execute Amendment II to the Youth Treatment Services Master Agreement No. 18-694 with providers of non-Drug Medi-Cal Outpatient services to update state-mandated requirements, effective upon execution, with no change to the term of January 1, 2019 through June 30, 2023, or compensation maximum of \$5,536,611
30. Approve and Authorize the Chairman to execute an Agreement with Crossroads Village Fresno, L.P., that commits to the County to make available supportive services for a minimum of 20 years at Crossroads Villages, beginning on April 11, 2023, a permanent supportive housing development located at 3737 N Blackstone, Fresno, CA, a No Place Like Home-Round three project (\$13,348,600)

Human Resources

31. Approve Addendum to the Memorandum of Understanding (MOU) for Representation Unit 39 - Operating Engineers, represented by the Stationary Engineers Local 39, effective May 1, 2023, approve Addendum to the MOU for Representation Unit 36 - Supervisory Employees, represented by the Service Employees International Union, Local 521, effective May 1, 2023, approve salary range adjustment for the Fleet Services Supervisor classification, effective May 1, 2023, and approve the related Salary Resolution Amendments, as reflected on Appendix "A"

Internal Services

32. Approve and authorize the Chairman to execute a retroactive Lease Agreement with 5561 Sultana, LLC, for use by the Department of Public Health - Emergency Medical Services division as a paramedic training facility, for approximately 9,529 square feet of office space located at 5091 N. Fresno Street, Fresno CA, 93710, effective April 1, 2023 through March 31, 2026, total rent not to exceed \$275,098
33. Approve and authorize the Chairman to amend, restate, replace and supersede existing Purchasing Agreement with Jerico Fire Protection Company, Inc. ("Jerico"), retroactive to that agreement's effective date of December 1, 2020, to continue providing fire suppression maintenance, inspection, inventory, and minor repair services for the County, not to exceed three consecutive years, which include a one-year term with two option one-year extensions, and increasing the maximum agreement by \$100,000, total not to exceed \$300,000; and Approve and authorize the Director of Internal Services/Chief Information Officer, or designee, to provide at least thirty (30) days prior written notice of termination to Jerico; and Approve and authorize the Director of Internal Services/Chief Information Officer, or designee, subject to approval by County Counsel as to legal form, to execute any documents or certifications necessary to affect the termination of Agreement
34. Approve and authorize the Chairman to execute First Amendment to the Agreement with ConvergeOne, Inc. for purchase of Cisco networking products and software services, effective upon execution, with no change to the potential five-year term of February 9, 2021 to February 8, 2026, and increasing the maximum compensation by \$6,000,000 to a total of \$15,000,000 to address higher than anticipated needs
35. Conduct second hearing and adopt the Master Schedule of Fees, Charges, and Recovered Cost Section 3800 - General Services, where new subsection 3814 - "Downtown Parking Rate" is to be added; waive the reading on the Ordinance in its entirety

Probation

36. Approve and authorize Chairman to execute Third Amendment to Agreement with Fresno County Economic Opportunities Commission for the Valley Apprenticeship Connections program, which provides construction apprenticeship services for adult offenders, to extend the term four months from May 1, 2023 until August 31, 2023, with no change to the contract maximum of \$1,389,000

Public Defender

37. Approve and authorize the Chairman to execute an Agreement with the San Joaquin College of Law to provide the Public Defender's Office access to and utilize law students from San Joaquin College of Law to provide case support, effective April 11, 2023 through April 11, 2024, not to exceed three consecutive years, which includes a one-year base contract and two automatic one-year extensions, total not to exceed \$22,000

Public Health

38. Approve and authorize the Chairman to execute a Participation Agreement with the California Department of Health Care Services for participation in the Medi-Cal County Inmate Program, effective July 1, 2023 and will remain in effect until terminated by either party pursuant to and in accordance with the requirements and conditions set forth in this Participation Agreement, for an estimated amount of \$800,000; and approve and authorize the Chairman to execute an Administrative Services Agreement with the California Department of Health Care services to allow reimbursement for administration of the Medi-Cal County Inmate Program for State Fiscal Year 2023-26, effective July 1, 2023, through June 30, 2026, total not to exceed \$26,636
39. Approve and authorize the Chairman to execute an Agreement with Touro University California to provide public health internship placement and preceptorship opportunities through the Department of Public Health's various County facilities for Touro's student clients, effective April 11, 2023, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions (\$0)
40. Approve and authorize the Chairman to execute Third Amendment to Agreement with The Regents of the University of California, San Francisco to revise the scope of work for COVID-19 and other communicable disease services, extending the term of the existing Agreement by thirteen months from April 15, 2023 to May 31, 2024 and increasing the maximum compensation by \$2,672,005 to a total of \$11,559,047
41. Approve and authorize the Chairman to execute Second Amendment to Agreement with Fresno Economic Opportunities Commission, to add the provision of communicable disease screening and treatment, and extend the term by ten months from July 31, 2023 to May 31, 2024, and increasing the maximum by \$1,309,025 to a total of \$2,086,949

Public Works and Planning

42. Approve and authorize the Chairman to execute a retroactive Agreement for On-Call Construction Management Services with Vanir Construction Management, Inc., effective retroactively upon execution to effectively extend term of the previously expired contract between the parties by two additional years from January 10, 2023 to January 10, 2025 and increasing the maximum authorization by additional \$300,000, which will increase the total maximum authorization amount to \$900,000
43. Adopt Resolution of Intention authorizing the Department of Public Works and Planning to initiate rezoning of parcels located within the unincorporated areas of Fresno County necessary to accommodate the County's share of Fresno County Regional Housing Needs Allocation for the Sixth Cycle Multi-Jurisdictional Housing Element

Social Services

44. Approve and authorize the Chairman to execute a retroactive first Amendment to Agreement with the California Department of Health Care Services, to extend the term by one year from February 28, 2023 through March 1, 2024 or upon a successor Agreement is executed, whichever occurs first (\$0); Approve and authorize the Chairman to execute a retroactive first Amendment to Agreement with the California Department of Social Services, to extend the term by one year from February 28, 2023 through March 1, 2024 or until a successor Agreement is executed, whichever occurs first (\$0)
45. Approve and authorize the Vice-Chairman to execute a Revised Resolution authorizing Crossroads Village Fresno as a party to the Homekey Standard Agreement with the California Department of Housing and Community Development; authorize the Chairman to execute, upon review and approval by County Counsel as to legal form, Amendment No. 1 to the Homekey Standard Agreement in identical form as the Agreement included as Attachment A, with the addition of the new ownership structure to the Contractor and signature lines, with the California Department of Housing and Community Development to authorize Crossroads Village Fresno as a party to the Agreement; approve and authorize the Chairman to execute an Estoppel Letter that is required to close on a construction loan needed to begin the conversion of Crossroads Village to permanent housing; and, approve and authorize the Chairman to execute a Subordination Agreement that is required to close on a construction loan needed to begin the conversion of Crossroads Village to permanent housing
46. Authorize a waiver of the 28 hours per week and 960 hours per year maximum limitations for Extra-Help positions in the Department of Social Services as listed on Attachment A for calendar year 2023, pursuant to the provisions set forth in the Salary Resolution, section 1100 and Personnel Rules 2040 and 4240